

ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature – Second Regular Session

MINUTES RECEIVED  
CHIEF CLERK'S OFFICE

3-8-16

COMMITTEE ON MILITARY AFFAIRS AND PUBLIC SAFETY

Report of Regular Meeting  
Thursday, March 3, 2016  
House Hearing Room 5 -- 9:00 a.m.

**Convened** 9:04 a.m.  
**Recessed**  
**Reconvened**  
**Adjourned** 10:31 a.m.

**Members Present**

Mr. Andrade  
Mr. Campbell  
Mr. Farnsworth E.  
Mr. Kern  
Ms. Mach  
Mr. Finchem, Vice-Chairman  
Mr. Borrelli, Chairman

**Members Absent**

Mr. Cardenas

**Agenda**

Original Agenda – Attachment 1

**Request to Speak**

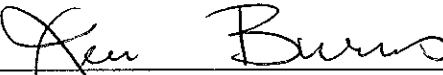
Report – Attachment 2

**Presentations**

<b><u>Name</u></b>	<b><u>Organization</u></b>	<b><u>Attachments (Handouts)</u></b>
Charles Ryan, Director	Department of Corrections	3

**Committee Action**

<b><u>Bill</u></b>	<b><u>Action</u></b>	<b><u>Vote</u></b>	<b><u>Attachments (Summaries, Amendments, Attendance)</u></b>
SB1247	DP	7-0-0-1	4, 5
SB1126	DP	7-0-0-1	6, 7
SB1226	DP	7-0-0-1	8, 9
SB1213	DP	7-0-0-1	10, 11
SB1196	DP	7-0-0-1	12, 13
	Committee Attendance		14

  
Jen Burns, Chairman Assistant  
March 8, 2016

(Original attachments on file in the Office of the Chief Clerk; video archives available at <http://www.azleg.gov>)

REVISED - 03/01/16

REVISED - 03/01/16

REVISED - 03/01/16

Convened: 9:04am

Adjourned: 10:31am

ARIZONA HOUSE OF REPRESENTATIVES  
Fifty-second Legislature - Second Regular Session

REGULAR MEETING AGENDA

**COMMITTEE ON MILITARY AFFAIRS AND PUBLIC SAFETY**

DATE Thursday, March 3, 2016

ROOM HHR 5

TIME 9:00 A.M.

Members:

Mr. Andrade  
Mr. Campbell  
Mr. Cardenas

Mr. Farnsworth E  
Mr. Kern  
Ms. Mach

Mr. Finchem, Vice-Chairman  
Mr. Borrelli, Chairman

Presentation: State of Corrections, Director Charles Ryan, Department of Corrections

Bills	Short Title	Strike Everything Title
SB1126	<u>DP</u> prisoner transition program; eligibility; termination (Smith, Barto, Farley, et al)	
	<u>7.0.0.1</u> MAPS, RULES	
SB1196	<u>DP</u> tax anticipation bonds; technical correction(now: silver alert; Alzheimer's disease)	
	<u>7.0.0.1</u> (Griffin) MAPS, RULES	
SB1213	<u>DP</u> adjutant general; national guard rules (Smith, McGuire, Andrade, et al)	
	<u>7.0.0.1</u> MAPS, RULES	
SB1226	<u>DP</u> department of homeland security; continuation (Smith, Dial, Driggs, et al)	
	<u>7.0.0.1</u> MAPS, RULES	

DP

(Smith)

7.0.0.

### ORDER OF BILLS TO BE SET BY THE CHAIRMAN

3/1/16

**People with disabilities may request reasonable accommodations such as interpreters, alternative formats, or assistance with physical accessibility. If you require accommodations, please contact the Chief Clerk's Office at (602) 926-3032, TDD (602) 926-3241.**

# Information Registered on the Request to Speak System

*House Military Affairs and Public Safety (3/3/2016)*

## **SB1126, prisoner transition program; eligibility; termination**

### **Testified in support:**

Barry Aarons, AMER FRIENDS SERVICE COMTE; Jeff Taylor, THE SALVATION ARMY; Art Harding, AZ DEPT OF CORRECTIONS; Charles Ryan, representing self

### **Support:**

Dianne Post, representing self; Megan Kintner, AZ ASSOCIATION OF COUNTIES; kathleen mayer, Pima County Attorney's Office; Rae Hopf, DAVID'S HOPE; Marilyn Purvis, U.S. JUSTICE ACTION NETWORK; Bahney Dedolph, representing self; Caroline Isaacs, AMER FRIENDS SERVICE COMTE; Kimberly MacEachern, AZ PROSECUTING ATTORNEYS ADVISORY COUNCIL

### **All Comments:**

Dianne Post, Self: Maricopa County NAACP

## **SB1213, adjutant general; national guard rules**

### **Support:**

Travis Schulte, AZ DEPT OF EMERGENCY & MILITARY AFFAIRS; Robert Medler, TUCSON METROPOLITAN CHAMBER OF COMMERCE

## **SB1226, department of homeland security; continuation**

### **Testified in support:**

Tim Roemer, representing self

### **Support:**

James Mann, FRATERNAL ORDER OF POLICE (AZ STATE LODGE); Don Isaacson, FRATERNAL ORDER OF POLICE (AZ STATE LODGE)

### **Neutral:**

Corey Spofford, representing self

## **SB1247, prisoners; community reentry; work program**

### **Testified in support:**

Art Harding, AZ DEPT OF CORRECTIONS; Charles Ryan, representing self; Jeff Taylor, THE SALVATION ARMY

**Support:**

Dianne Post, representing self; kathleen mayer, Pima County Attorney's Office; Rae Hopf, DAVID'S HOPE; Marilyn Purvis, U.S. JUSTICE ACTION NETWORK; Barry Aarons, AMER FRIENDS SERVICE COMTE; Bahney Dedolph, representing self; Bahney Dedolph, representing self; Ron Johnson, AZ CATHOLIC CONFERENCE; Caroline Isaacs, AMER FRIENDS SERVICE COMTE; Kimberly MacEachern, AZ PROSECUTING ATTORNEYS ADVISORY COUNCIL

**All Comments:**

Dianne Post, Self: Maricopa County NAACP; Jeff Taylor, THE SALVATION ARMY: This program is key to successful reentry.

## INMATE PROGRAMS

ADC assesses the recidivism risk and programming needs of each inmate during intake. Assessment results, along with sentence structure, are used to prioritize inmate programmatic goals and placement.

Program Enrollment	Sub-Total	TOTAL
ADC Education		5,276
Functional Literacy	1,484	
High School Equivalency	1,725	
Special Education	152	
Career & Technical Education	1,915	
Addiction Treatment *		725
Sex Offender Treatment		308
Self-Improvement		3,163
Work Programs		24,154
Arizona Correctional Industries		
· Labor Contracts	932	
· Owned & Operated	671	
Intergovernmental Agreements	1,965	
Work Incentive Pay Program	20,586	
<b>Total Program Enrollments **</b>		<b>33,626</b>

\* Severely-five percent of inmates assessed at intake have significant substance abuse histories.

\*\* Inmates may be enrolled in more than one program.

## INMATE CONTRIBUTIONS / REPARATIONS

AZ COMMUNITY LABOR	This Month	FY YTD
Fire Crew Hours	11,792	130,506
Public Sector Work Crew Hours	156,672	1,131,981
ADOT Crews Hours	16,283	103,778
<b>AZ CRIME VICTIMS</b>		
Court Ordered Restitution Collected	\$103,789	\$861,732
Victims' Compensation Collected	\$1,018	\$10,164
Victim Notifications of Release	197	1,879

## INMATE HEALTH SERVICES

Hospital Admissions	119
Inmates With: HIV...195	Active TB...0
Hepatitis C...6,595	
Inmates Requiring Ongoing Mental Health Services	11,220

## INMATE CONDUCT / INMATE GRIEVANCES

Inmate / Inmate Assaults	38	Inmate Grievances	464
Inmate / Staff Assaults	43		

## INMATE COMMITMENT OFFENSES

OFFENSE	US Citizens Crim.	Aliens	TOTAL	%
Arson	137	7	144	0.3%
Assault	5,046	387	5,433	12.7%
Auto Theft	1,756	43	1,799	4.2%
Burglary/Criminal Trespass	3,300	97	3,397	8.0%
Child/Adult Abuse	262	18	280	0.7%
Child Molestation	1,440	298	1,738	4.1%
Criminal Damage	152	4	156	0.4%
Domestic Violence	184	2	186	0.4%
Drug Possession	3,156	67	3,223	7.6%
Drug Sales/Trafficking	4,088	1,781	5,869	13.7%
DUI	1,550	186	1,736	4.1%
Escape	135	4	139	0.3%
Forgery	516	21	537	1.3%
Fraud	284	4	288	0.7%
Identity Theft	361	16	377	0.9%
Kidnapping	1,032	387	1,419	3.3%
Manslaughter/Neg. Homicide	667	98	765	1.8%
Murder	2,671	391	3,062	7.2%
Other	1,412	85	1,497	3.5%
Rape/Sexual Assault	481	70	551	1.3%
Robbery	3,435	249	3,684	8.6%
Sex Offense	2,330	257	2,587	6.1%
Theft	1,131	24	1,155	2.7%
Trafficking in Stolen Property	784	9	793	1.9%
Weapons Offense	1,793	77	1,870	4.4%
<b>TOTAL</b>	<b>38,103</b>	<b>4,582</b>	<b>42,685</b>	<b>100.0%</b>
%	89.3%	10.7%		100.0%

## INMATE CRIMINAL HISTORY

	US Citizens Crim.	Aliens	TOTAL	%
Violent Offenders *	28,152	2,643	30,795	72.1%
· Current	19,894	2,212	22,106	51.8%
· Historical	8,258	431	8,689	20.4%
Non-Violent Offenders	9,951	1,939	11,890	27.9%
<b>TOTAL</b>	<b>38,103</b>	<b>4,582</b>	<b>42,685</b>	<b>100.0%</b>

\* Total Violent Offenders: includes offenders of a non-violent statute who have used a weapon or caused an injury

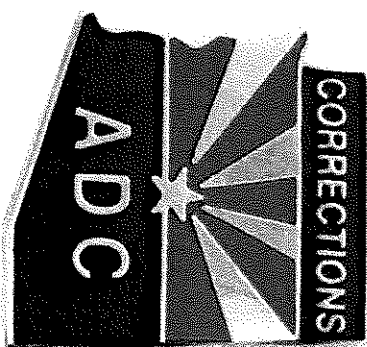
	US Citizens Crim.	Aliens	TOTAL	%
Prior ADC Prison Term	20,420	742	21,162	49.6%
First ADC Prison Term	17,683	3,840	21,523	50.4%
<b>TOTAL</b>	<b>38,103</b>	<b>4,582</b>	<b>42,685</b>	<b>100.0%</b>

# The Arizona Department of Corrections

Charles L. Ryan  
Director

## CORRECTIONS AT A

### GLANCE



## JANUARY 2016

This report contains preliminary statistics as of the end of the month. Changes/updates will be posted on the ADC website. Please refer to the online reports for the most current data.

**For further information, contact:**  
Arizona Department of Corrections  
Strategic Planning and Special Projects  
1601 West Jefferson Street  
Phoenix, Arizona 85007  
602-542-1576  
<http://www.azcorrections.gov>

This document is available in alternative formats by contacting Central Office Public Access at: 602-542-5886

# CORRECTIONS AT A GLANCE

## ARIZONA DEPARTMENT OF CORRECTIONS

JANUARY 2016

### ADC CENSUS

FACILITY	RATED	TEMP	OP CAP*	POP
ASPC-Douglas	1,925	582	2,507	2,472
ASPC-Elyan	3,976	1,407	5,383	5,153
ASPC-Florence	3,440	697	4,137	4,064
ASPC-Lewis	5,104	868	5,972	5,795
ASPC-Perryville	4,202	96	4,298	3,991
ASPC-Phoenix	552	160	720	635
ASPC-Safford	1,453	416	1,869	1,807
ASPC-Tucson	4,605	497	5,122	5,124
ASPC-Winslow	1,626	216	1,842	1,816
ASPC-Yuma	4,350	420	4,770	4,846
In-State Pvt. Prisons	6,155	638	6,793	6,524
Emergency Beds**	0	484	484	458
PRISON TOTAL	37,388	6,481	43,897	42,685
COMMUNITY SUPERVISION OFFENDERS				5,434
ADC TOTAL				48,119

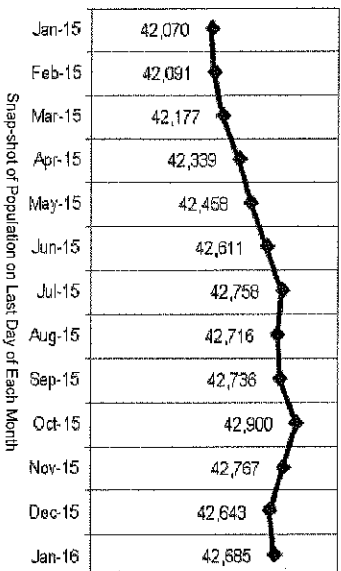
\*Op CAP: Operating Capacity Beds = Rated Beds + Temporary Beds

\*\*1,272 Rated Beds were removed from the Hualapai count and realigned

### INMATE BED CAPACITY & POPULATION DETAIL

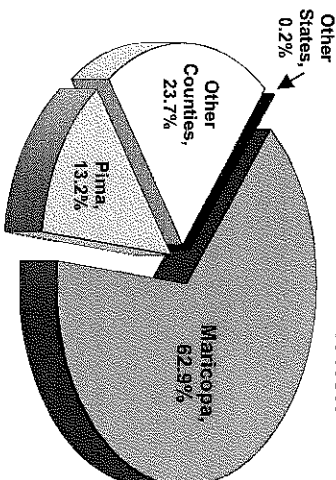
CATEGORY	MALE	FEMALE	TOTAL
Operating Capacity Beds	39,579	4,318	43,897
Inmate Population	38,688	3,997	42,685
Bed Surplus / (Deficit)	891	321	1,212
Month's Admissions	1,318	229	1,547
Month's Releases	1,294	211	1,505
Month's Growth	24	18	42

### MONTHLY POPULATION CHANGE

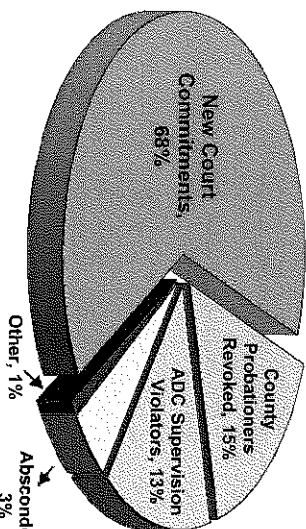


Snapshot of Population on Last Day of Each Month

### COMMITTED POPULATION BY COUNTY OF CONVICTION



### ADC HAS ADMITTED 11,502 INMATES FY 2016 YEAR TO DATE



### ADC HAS RELEASED 11,428 INMATES FY 2016 YEAR TO DATE

Releasees Served an Average of: 22 Months:  
 Served Over 1 Year.....48%  
 Served 6 Months to 1 Year.....17%  
 Served Less Than 6 Months.....35%

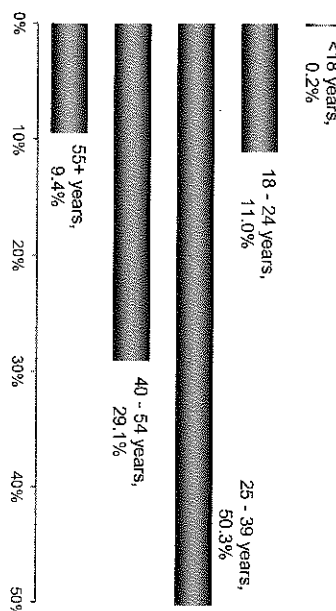
### SPECIAL POPULATION GROUPS

SENTENCE TYPE	MALE	FEMALE	TOTAL
Death Row	117	2	119
Minors	83	3	86
Veterans	2,578	53	2,631

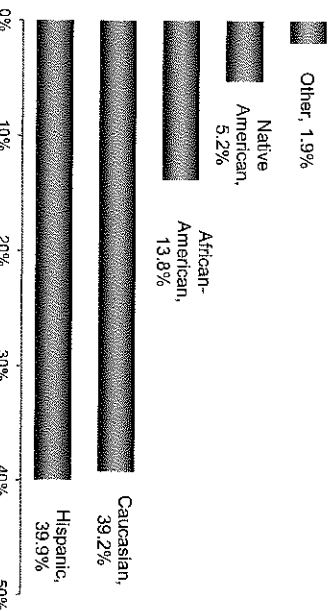
### CITIZENSHIP / GENDER DISTRIBUTION

	MALE	FEMALE	TOTAL	%
US Citizens	34,226	3,877	38,103	89.3%
Crim Aliens	4,462	120	4,582	10.7%
TOTAL	38,688	3,997	42,685	100.0%
%	90.6%	9.4%		

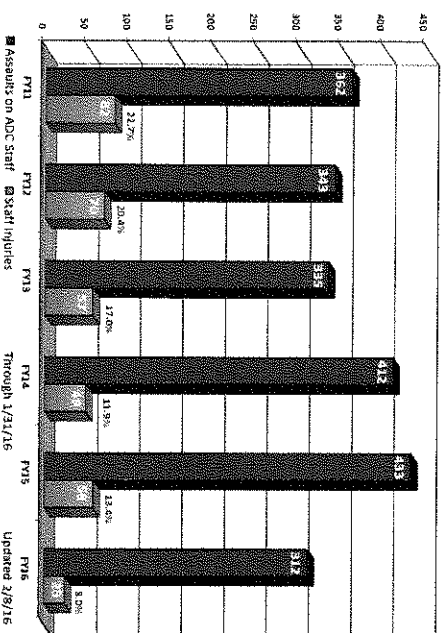
### AGE DISTRIBUTION



### ETHNIC DISTRIBUTION



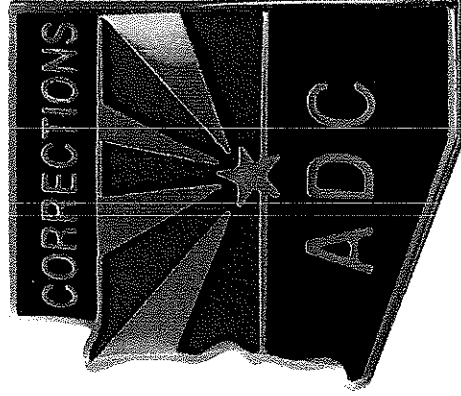
### ASSAULTS ON ADC STAFF - WITH INJURY



Assaults on ADC Staff Staff Injuries Through 1/21/16 Updated 2/8/16

ADC CONSTITUENT CONTACTS 2,534  
 ADC PERSONNEL ON MILITARY LEAVE 43  
 ADC PERSONNEL ON MILITARY STANDBY 52

# Arizona Department of Corrections Overview



## Military Affairs and Public Safety Committee

Charles L. Ryan, ADC Director

March 3, 2016



# Arizona Department of Corrections



## **VISION**

Safer communities through effective corrections.

## **MISSION**

To serve and protect the people of Arizona by securely incarcerating convicted felons, by providing structured programming designed to support inmate accountability and successful community reintegration, and by providing effective supervision for those offenders conditionally released from prison.

## **CORE VALUES: PRICE**

Professionalism ♦ Responsibility ♦ Integrity ♦ Courage ♦ Efficiency

# ADC Facilities by Security Level/Mission

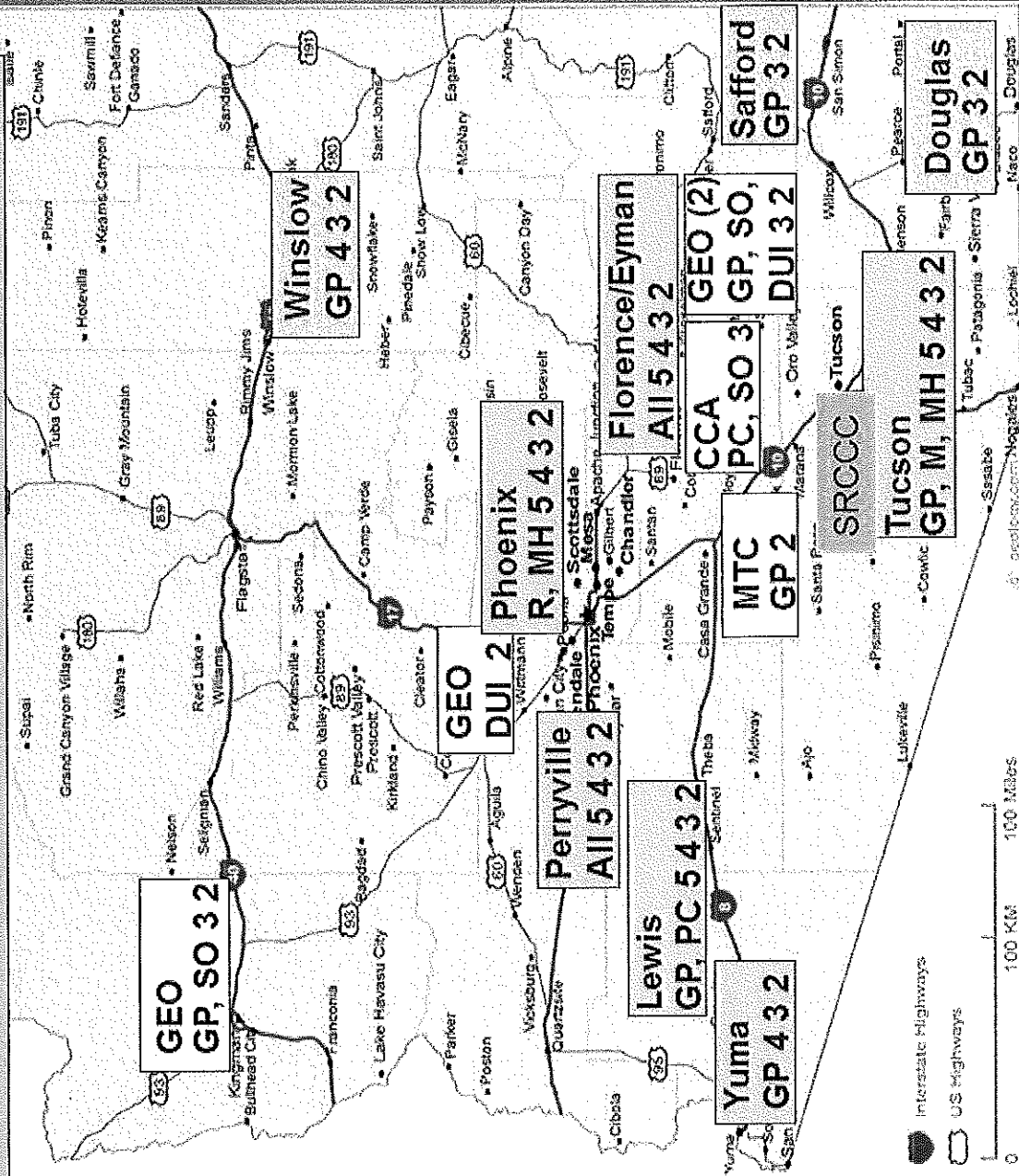
**DUI = DUI**  
**GP = General Population**  
**M = Medical**  
**MH = Mental Health**  
**PC = Protective Custody**  
**SO = Sex Offenders**  
**R = Reception**  
**Physical Security Levels**  
**5 = Highest (maximum)**  
**4 = High (close)**  
**3 = Moderate (medium)**  
**2 = Low (minimum)**

ADC Owned & Operated  
Non-Corridor Prison

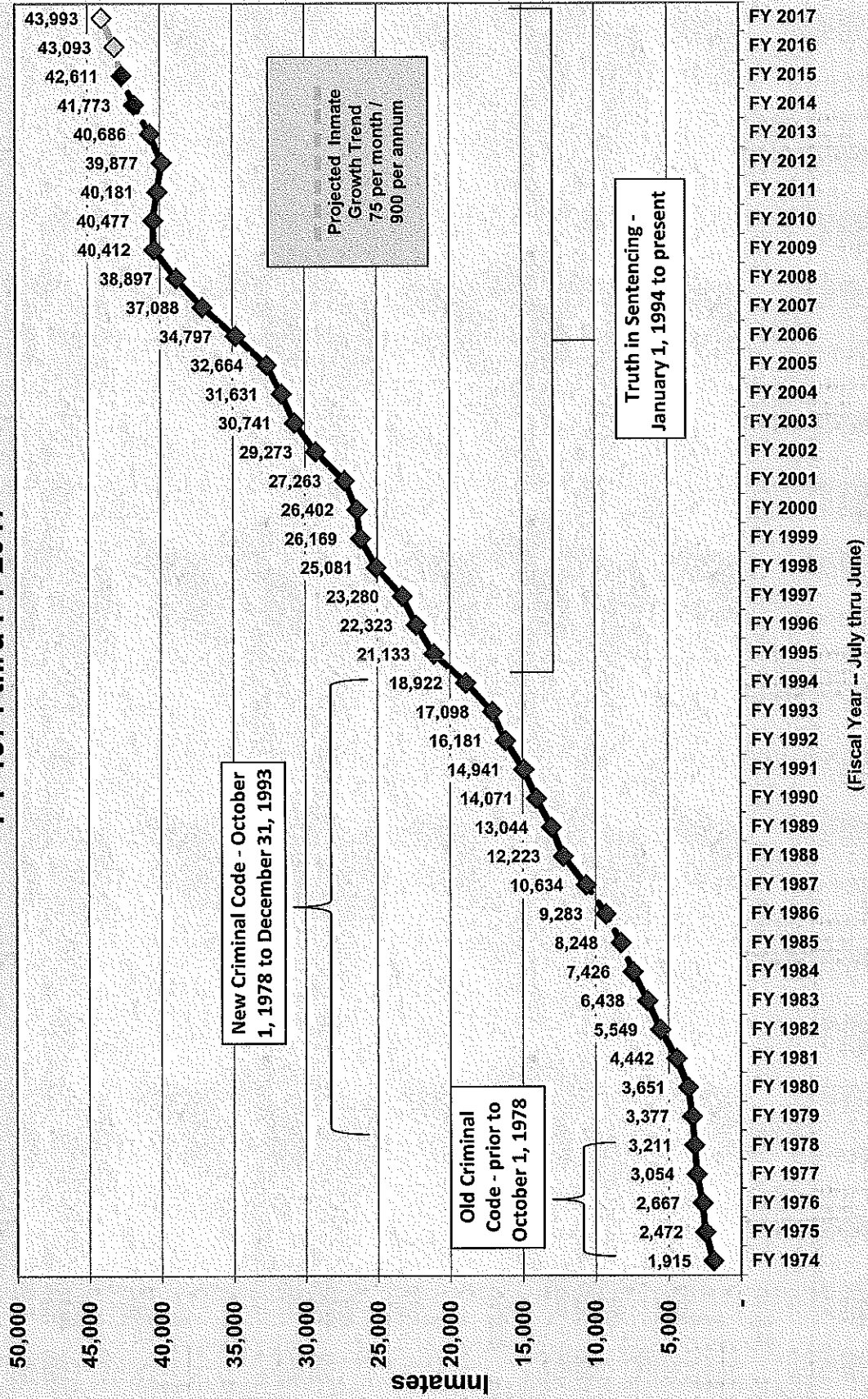
ADC Owned & Operated  
Corridor Prison

ADC Contracted Private Prison  
Corridor Facility with Placement  
Restrictions

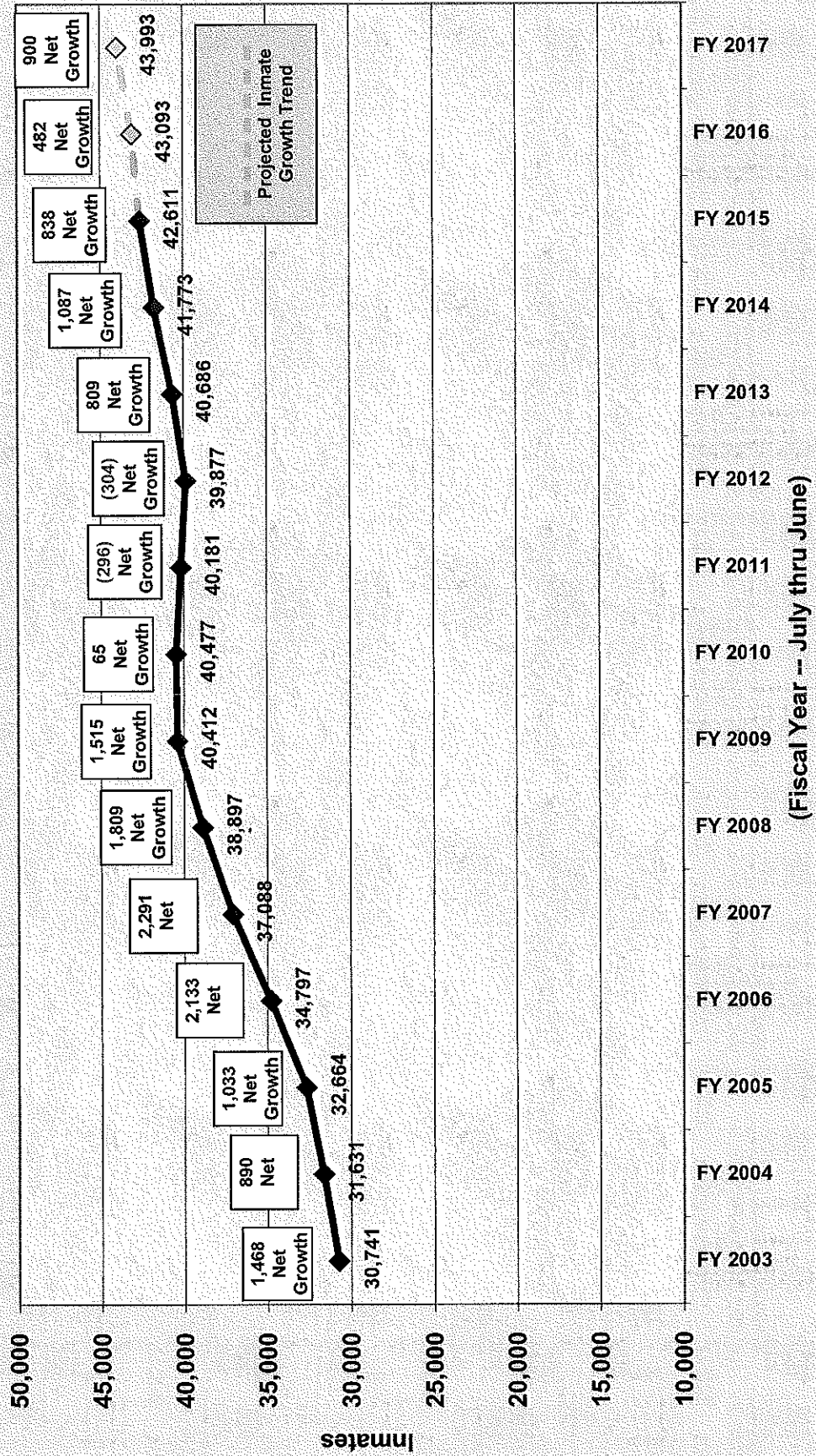
ADC Southern Region  
Community Corrections Center



# Arizona Department of Corrections Annual Inmate Growth FY 1974 thru FY 2017



# Arizona Department of Corrections Annual Inmate Growth FY 2003 thru FY 2017





# Capacity by Bed Type

As of 12/31/15	Rated (R)	Temporary (T)	Operating Capacity (R+T=OC)
State	31,233	5,387	36,620 83.7%
Private	6,005	638	6,643 15.2%
Emergency	0	484	484 1.1%
Total	37,238	6,509	43,747 100.0%

Rated Beds (R): Rated beds are by physical design or as defined by law or court order, or as determined in relation to staffing level, food service, water and sewage capabilities, a permanent part of a unit.

Temporary Beds (T): Temporary beds are added to a unit in addition to permanent beds assigned to that unit such as tents, or beds in day rooms. Temporary beds are not part of the physical design of a unit and can result in overcrowding, impact staff and inmate safety and create a strain the physical plant such as water and sewage capabilities.

Emergency Beds: Temporary beds at county jails due to declared emergency pursuant to A.R.S. 41-1609(E)(2)



# FY 2016 – FY 2019

## Growth Estimates; Bed Needs

Fiscal Year	Operating Capacity	Proj. Pop. Change	June 30 Proj. Pop.	Oper. Capacity Surplus/ Deficit	Bed Need (Excludes custody level & other minor changes)
FY 2015	43,689	838	42,611	1,078/ 2.5%	ASPC-Lewis 500 max; Red Rock 2 <sup>nd</sup> 500 medium; Reactivate 244 temp beds
FY 2016	44,158	482	43,093	1,065/ 2.4%	48 Rated/ 421 Temp Beds
FY 2017	45,158	900	43,993	1,165/ 2.6%	1,000 Medium Custody Beds
FY 2018	46,158	900	44,893	1,265/ 2.7%	1,000 Medium Custody Beds
FY 2019	47,158	900	45,793	1,365/ 2.9%	1,000 Medium Custody Beds

- In addition to already authorized beds, the bed plan calls for an additional 2,000 male medium custody beds to accommodate the projected growth of 3,600 inmates from FY 2016 – FY 2019.



# Agency Profile FY 2016

- Prisons
  - 10 State-Operated complexes
  - 6 Privately-Operated prisons
- Inmate Population – 42,585 (as of 1/15/2016)
  - Incarcerated in State-Operated Beds: 36,160 (84.9%)
  - Incarcerated in Privately-Operated Beds: 6,425 (15.1%)
- Community Supervision Offenders – 5,474 (as of 1/15/2016)
- **ADC Total Inmates/Offenders – 48,059** (as of 1/15/2016)
- Authorized Positions – 9,534 FTE
  - 7,903 (82.9%) Security FTE positions
  - 1,631 (17.1%) Other FTE positions
- Appropriated Budget - \$1,082,241,100



# Inmate Profile

## • 42,759 – Average Daily Population\*

### Males – 38,760

- 38 years old
- Needs substance abuse treatment (76%)
- Violent criminal history (74%, at least one violent offense)
- Prior felony history (67%)
- Median sentence of 6 years
- Requires ongoing Mental Health Services (25%)

### Females – 3,999

- 37 years old
- Needs substance abuse treatment (88%)
- Violent criminal history (46%, at least one violent offense)
- Prior felony history (65%)
- Median sentence of 4 years
- Requires ongoing Mental Health Services (41%)

\*FY 2016 as of 12/31/2015





# Inmate Profile (cont'd)

- **Increasing trends:** (From FY 2009 to FY 2016\*)
  - Violent Criminal History: **66.3% to 71.8%**
  - Prior ADC prison term: **42.1% to 49.5%**
  - Length of stay: **19.7 to 22.1 mos.**
  - Mental health diagnosis: **20.4% to 26.3%**
  - Substance abuse issues: **74.5% to 77.6%**
- Result - Increased risk of:
  - Assaults
  - Self-harm
  - Suicide

\*FY 2016 as of 12/31/2015

# FY 2016 Appropriated Budget - Major Categories

- 6 private prisons, 7,538 beds  
- Minimum & Medium Custody only  
- Per diems range from \$45-67 (excluding temp beds)  
- Several factors det. per diem

Leap Year,  
\$929,100 (0%)

Building Renewal,  
\$5,464,300 (0%)

- 1,484 buildings  
- Over 8,000,000 sq ft  
- Valued at over \$1.5B

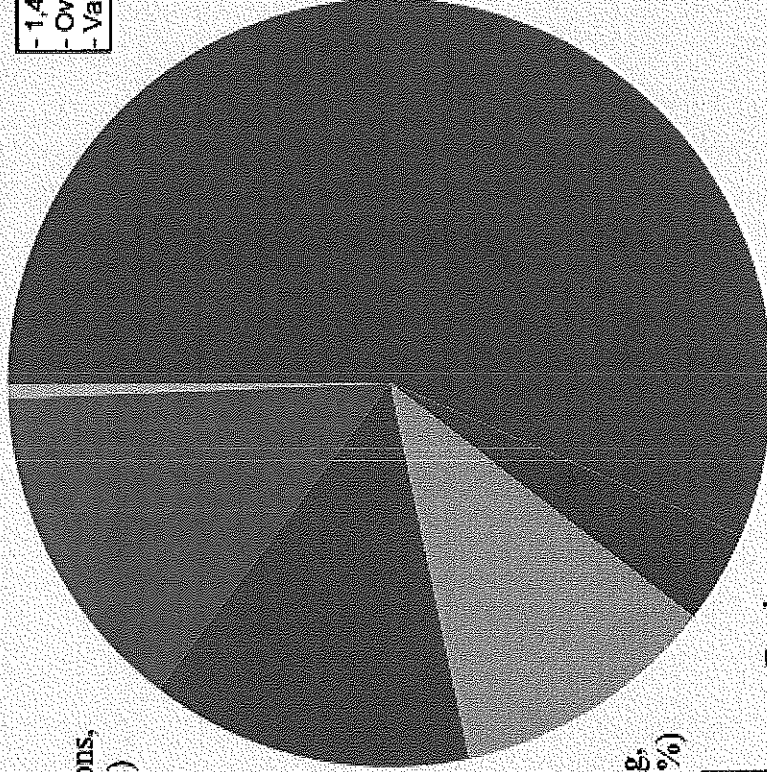
In-State Private Prisons,  
151,518,600 (14%)

Inmate Health Care  
(including personnel  
costs),  
\$147,845,400 (14%)

- Privatized health care in FY 2013  
- Current per diem is \$11.60  
- ADC established monitoring bureau

Other Operating,  
121,870,200 (11%)

Includes:  
Utilities - \$26M  
Rent/COP - \$23M  
WIPP - \$10M  
Risk Mgmt - \$8M  
Maint./Security - \$7M  
AZNet/Telecom - \$5M  
Uniforms - \$5M  
Fuel/Fleet - \$4M  
Inmate Needs - \$4M  
Mainframe - \$3M  
Legal/Cty. Pros. - \$2M  
Other - \$25M



Personnel Costs  
(excluding health care),  
\$612,358,500 (57%)

- Starting CO Salary - \$32,900  
- 3 shifts, 7 days a week  
- Majority of positions driven by security requirements of physical plant  
- 7% vacancy rate

Total \$1,082,241,100

Food,  
\$42,255,000 (4%)

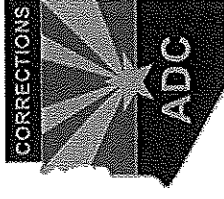
Food is privatized, meal cost is \$1.25 per meal, inmates receive 19 meals per week.

## Per Capita Cost Comparisons – Western States

State	ACA Per Capita - FY 2012 <sup>1</sup>	ACA Per Capita - FY 2011	Vera Cost of Prison Survey - 2010	Region	Total Budget	Adult Inmate Population
1 Idaho	53.24	52.82	53.55	Western	168,818,700	8,065
2 Nevada	55.27	50.73	56.59	Western	248,659,868	12,824
3 Arizona <sup>2</sup>	64.42	59.57	67.96	Western	987,793,700	38,158
4 Utah	74.99	NR	80.41	Western	295,469,500	6,928
5 Montana	78.23	NR	82.81	Western	81,539,277	2,986
6 Oregon	84.81	NR	NR	Western	552,293,333	14,235
7 Colorado	86.69	88.61	83.22	Western	699,212,914	20,900
8 Washington	90.18	91.57	128.48	Western	781,126,520	16,994
9 Hawaii	127.00	127.00	NR	Western	NR	3,851
10 Alaska	134.90	NR	NR	Western	247,300,500	2,784
11 Wyoming	136.76	NR	NR	Western	134,852,798	2,211
12 California	155.00	129.00	129.92	Western	8,265,970,444	134,535
Not Reported in ACA Report						
13 New Mexico	NR	106.85	NR	Western	NR	6,742
NR = No Response						

In a national comparison, Arizona had the 3<sup>rd</sup> lowest per capita cost of the 13 Western States, and the 16<sup>th</sup> lowest when compared to all 50 states.

ARIZONA DEPARTMENT OF CORRECTIONS				
DAILY PER CAPITA COST				
FISCAL YEARS 2013, 2014 and 2015				
	FY 2013	FY 2014	FY 2015	
<b><u>STATE PRISON BEDS</u></b>				
Minimum Custody	\$ 58.94	\$ 57.55	\$ 56.76	
Medium Custody	\$ 64.52	\$ 64.80	\$ 64.30	
Close Custody	\$ 73.05	\$ 73.84	\$ 74.49	
Maximum Custody	\$ 79.08	\$ 82.80	\$ 86.13	
<b>Total State Beds</b>	<b>\$ 65.38</b>	<b>\$ 65.43</b>	<b>\$ 65.28</b>	
<b><u>CONTRACT PRISON BEDS</u></b>				
Minimum Custody	\$ 55.34	\$ 54.93	\$ 54.84	
Medium Custody	\$ 58.82	\$ 59.62	\$ 60.75	
<b>Total Contract Beds</b>	<b>\$ 56.84</b>	<b>\$ 57.03</b>	<b>\$ 57.72</b>	



# Health Services Privatization

- The FY 2016 Budget appropriates \$142,003,900 for the Inmate Health Care Contracted Services SLI. The following table summarizes key contract changes:

Date	Description	FTE	Per Diem	Annual \$
March 4, 2013	Original Contract	759.8	\$10.10	\$125.3 M
June 11, 2014	Change in administration of select prescription medications, increased mental health staff	53.3	\$0.32	\$4.1 M
March 27, 2015	ASPC-Tucson Rincon Unit IPC	13.6	\$0.09	\$1.1 M
March 27, 2015	ASPC-Lewis Rast Unit Maximum Custody	7.2	\$0.06	\$0.7 M
March 27, 2015	Parsons v Ryan Stipulation Agreement	91.1	\$0.63	\$8.1 M
N/A	Population Growth, Medicaid Offsets, Other	N/A	N/A	\$2.7 M
March 27, 2015	Revised Contract	925.0	\$11.20	\$142.0 M

- On May 11, 2015 ADC and Corizon agreed to amendment #10 which changed the per diem from \$11.20 to \$11.60 per inmate per day. Funding for the amendment is included in the FY 2017 Request.
- The FY 2017 Budget Request includes \$9,813,600 for the following adjustments:

3.6% CPI Adjustment for Contract Year 3	\$5,186,800
4.0% CPI Adjustment for Contract Year 4	\$5,964,800
Increased FY 2017 State Inmate ADP	\$1,435,000
Increased Eligible Inmate Health Care Medicaid Claims Savings	(\$2,773,000)
FY 2017 Request	\$9,813,600

# FTE Report as of December 31, 2015

## Summary

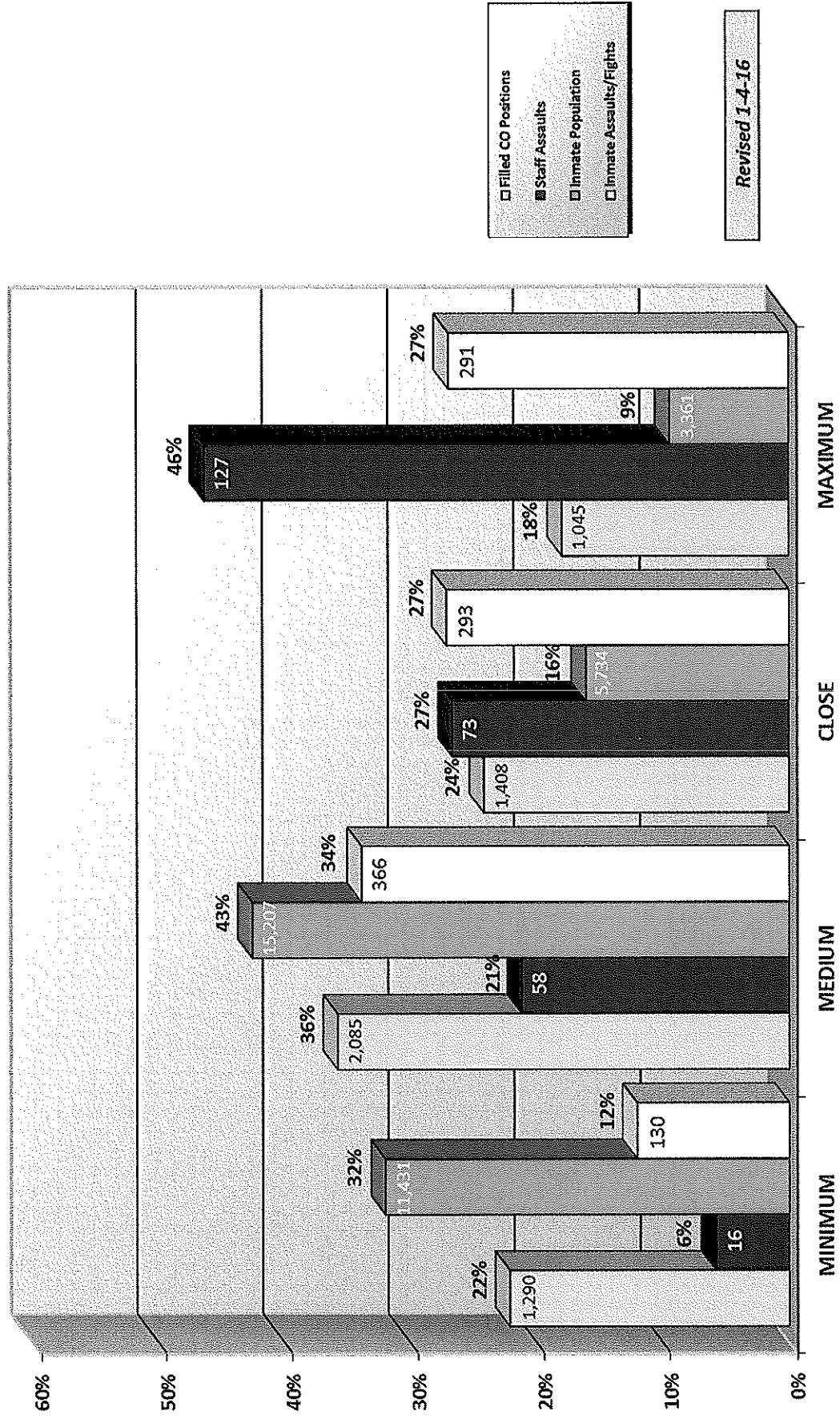


Positions	Total	Filled	Vacant	% Vacant
<b>Correctional Officers</b>	<b>8,289.0</b>	<b>7,717.0</b>	<b>572.0</b>	<b>6.9%</b>
CO II Positions	6,640.0	6,140.0	500.0	7.5%
Non-CO II Positions*	1,649.0	1,577.0	72.0	4.4%
<b>Health</b>	<b>37.0</b>	<b>35.0</b>	<b>2.0</b>	<b>5.4%</b>
<b>All Other</b>	<b>1,845.5</b>	<b>1,523.5</b>	<b>322.0</b>	<b>17.4%</b>
<b>TOTAL</b>	<b>10,171.5</b>	<b>9,275.5</b>	<b>896.0</b>	<b>8.8%</b>

\*Includes all Correctional Officer positions other than the CO II, including: Sergeant, Lieutenant, Captain, Major, CO III, CO IV, Community Corrections Officers, and other administrative staff.

# Population and Assault-Fight Comparison

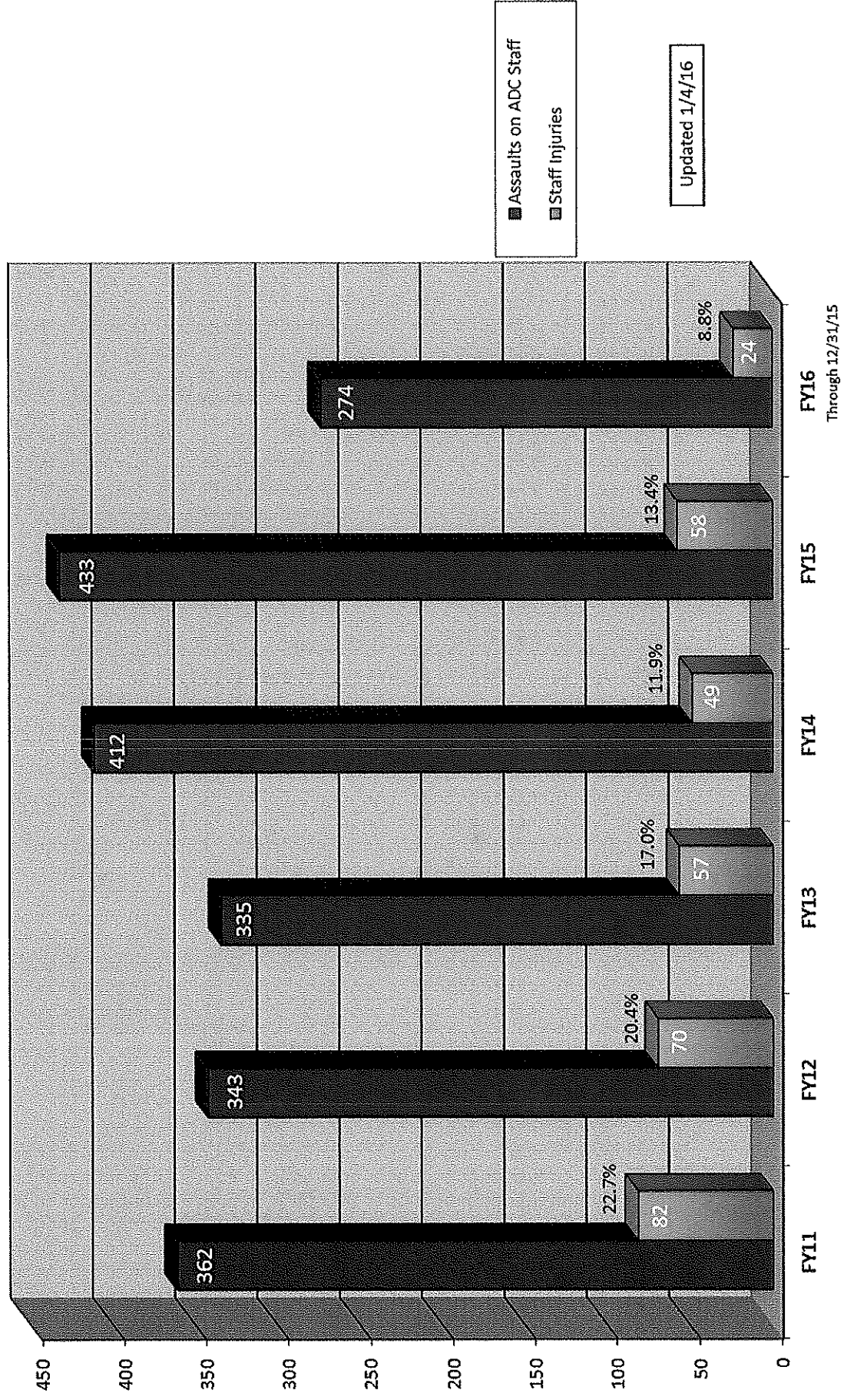
FY 2016  
(Through 12-31-15)



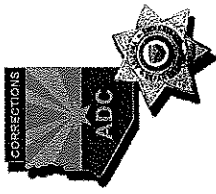
Revised 1-4-16



# Assaults on ADC Staff - with Injury







# PBMS

- **What is the Performance-Based Measures System?**  
The Performance-Based Measures System (PBMS) will be a nationwide automated mechanism for frequently collecting and sharing accurate adult prison and community-based information.
- **In what areas are measures currently developed?**

Offender Profile	Contextual Data
Public Safety	Institutional Safety
Mental Health	Substance Abuse
Justice	Education
Health	Budget
Personnel	
- **Where is ADC in implementing PBMS?**  
ADC is one of only 10 states that have fully adopted and implemented all characteristics and key indicators required by PBMS.

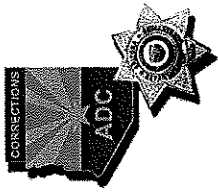


# Recidivism Results

Releases/Returns	CY 2012	CY 2013	CY 2014
Releases	14,044	14,387	15,068
Inmates returned for a technical violation	2,694 (19.2%) <sup>1</sup>	2,948 (20.5%) <sup>2</sup>	3,075 (20.4%) <sup>3</sup>
Inmates returned for a new felony conviction	2,893 (20.6%) <sup>1</sup>	1,798 (12.5%) <sup>2</sup>	681 (4.5%) <sup>3</sup>
Inmates returned	5,587 (39.8%) <sup>1</sup>	4,746 (33.0%) <sup>2</sup>	3,756 (24.9%) <sup>3</sup>

- 1 - Within 3 years of release
- 2 - Within 2 years of release
- 3 - Within 1 year of release

# Transition Program for Non-Violent Drug Offenders



- Overview:
  - Legislated
  - 90-day early release
  - Services in the community
  - Funded by inmate payments and Transition Fund

# Community Corrections Center



- A Community Corrections Center (CCC) offers structure, supervision, surveillance, substance abuse treatment and cognitive restructuring opportunities to offenders who are in technical violation of their conditions of supervised release and/or who are in need of additional structured support in order to successfully complete community supervision.
  - Provides a continuum of services to facilitate an offender's successful reintegration into society.
  - Builds upon the programs offenders completed while incarcerated.
  - Holds offenders immediately accountable for their negative actions rather than returning them to custody.
  - Allows offenders to build on their successes and strengths rather than repeating the cycle of release and return to custody.

# SRCCC\* Utilization and Outcomes

## December 2012 through December 2015



Program	Offenders Participating	Total Discharges	Successful Discharges	% Successful Discharges
Emergency Housing Program	923	874	465	53%
Sanctions Program	1,195	1,164	978	84%
Intensive Treatment with Housing (ITH)	246	225	78	35%
Day Reporting	1,363	NA	NA	NA

\*Southern Region Community Corrections Center  
Revised 02-29-2016





DOUGLAS A. DUCEY  
GOVERNOR

# Arizona Department of Corrections

1601 WEST JEFFERSON  
PHOENIX, ARIZONA 85007  
(602) 542-5497  
www.azcorrections.gov



CHARLES L. RYAN  
DIRECTOR

February 10, 2016

Dear Chairmen Shooter and Olson:

We appreciate the opportunity to answer a number of questions relevant to ADC's portion of the Executive Budget that were posed during our budget hearings in the Senate and House Appropriation Committees on February 2-3, 2016, respectively. Below please find the questions and answers, and the members that posed them.

Senator Cajero-Bedford:

- I understand the ADC budget has increased over 40% in recent years. How much has funding for the prison system increased over the last 7 years?

From FY 2009 to FY 2016, the ADC Budget has increased by 10.7% from \$977,789,000 to \$1,082,241,100. Over the same time period, the inmate population increased by 5.6% from 40,412 to 42,685.

Fiscal Year	Appropriated Budget		June 30 Population	
	Amount	Cumulative % Change	Population	Cumulative % Change
FY 2009	977,789,000	N/A	40,412	N/A
FY 2010	984,043,800 <sup>1</sup>	0.64%	40,477	0.16%
FY 2011	980,290,900	0.26%	40,181	-0.57%
FY 2012	1,021,081,208	4.43%	39,877	-1.32%
FY 2013	1,000,873,500	2.36%	40,686	0.68%
FY 2014	1,029,655,700	5.30%	41,773	3.37%
FY 2015	1,050,221,800	7.41%	42,611	5.44%
FY 2016	1,082,241,100	10.68%	42,685 <sup>2</sup>	5.62%

<sup>1</sup> Includes \$50,000,000 of non-appropriated one-time Federal Stimulus funds for comparative purposes.

<sup>2</sup> As of January 31, 2016.

Senator Lesko:

- What is a technical violation?

A technical violation is failure to comply with the conditions of supervised release, other than the commission of a new offense.

Examples of technical violations include: failure to complete a program of assistance, failure to meet with a community supervision officer when directed, failing a urinalysis test, or moving from a residence without a community supervision officer's approval.

- JLBC Slide #12 suggests that the Transition Program is more expensive than keeping inmates in prison. Is that the case?

In the short-term, the cost of the program and the cost of housing the inmate are similar. However, the intent of the program is to lower recidivism and break the cycle of incarceration. The long-term benefit of the program comes from the potential for reduced recidivism and/or the potential delay of new prison beds.

The recidivism rates of the program compared to the ADC population are attached. See Attachment 1.

Senator Farley:

- How many offenders are eligible for the NRCCC?

During FY 2015, 7,074 inmates were released to Community Supervision in Maricopa County. It is from this group of offenders that placements into the NRCCC would occur.

During FY 2015, 2,120 offenders from Maricopa County violated their terms of Community Supervision and were returned to ADC custody. One of the purposes of the NRCCC will be to provide an alternative to returning these offenders to ADC custody for technical violations.

- How many offenders can the proposed Northern Region Community Corrections Center serve?

The number of offenders served will vary greatly based on the need and distribution of how the beds are utilized. For example, the table below shows that the NRCCC could serve up to 2,410 offenders. However, reducing the Sanction beds by just 10 (from 40 to 30) and increasing the Homeless beds by 10 (from 40 to 50) would reduce the maximum number served by 461 (2,410 to 1,949).

Program	Beds	Bed Days	Average Length of Stay	Offenders Served
Sanction	40	14,600	7	2,086
Homeless Program	40	14,600	60	243
Intensive Treatment with Housing	20	7,300	90	81
Total	100	36,500		2,410



- In ADC's bed plan and on JLBC slide #8, it shows adjustments of beds from close custody to medium custody. Can ADC do more adjustments of this type to reduce the bed need?

Population management and an effective classification system require available beds in all custody levels. ADC and the Executive have established 5% as the recommended vacancy rate in each custody level. In addition, as a general rule, inmates of a lower custody level can be housed in a higher custody facility.

The problem is that ADC has insufficient beds for male inmates in medium and close custody. The Governor's Budget alleviates this problem by authorizing 2,000 male, medium custody beds. This plan will increase available beds in both medium and close custody.

- o There are currently three close custody facilities housing over 1,100 medium custody inmates.
- o As medium custody beds are added, ADC will have the flexibility to re-designate these facilities to return to their designed intent of housing close custody inmates.

ADC maximizes bed usage across custodies and multiple populations where possible. However, current beds already include over 6,000 temporary beds and are not sufficient to continue to absorb inmate population growth, projected to be 75 inmates per month.

Representative Meyer:

- What is the recidivism rate of ADC overall and the Transition Program?

Please see Attachment 1 for recidivism information.

- Was there a staffing problem at Kingman?

There was not a staffing level problem at Kingman. However, in Kingman under the operations of MTC, overtime was not utilized correctly. It was discovered that there was not a consistent approach to overtime usage, even though the previous Complex Warden had stated that staff were not working more than 3 additional shifts per week. ADC discovered that staff were being allowed to work as much overtime as they wanted; resulting in some staff not taking even a day off each week. All private prisons have now been directed to follow ADC's standard of not allowing staff to work more than 3 overtime shifts per week and requiring one day off per week, barring an emergent need.

- What have been the staff offsets at Kingman Private Prison?

Please see Attachment 2 for Private Prison staff offsets.

- How do we cover officer posts while having over 400 CO vacancies?

Staffing State correctional institutions encompasses three main concepts: physical plant, custody level, and the number of inmates assigned to a location. Using these three factors, posting charts are developed to determine adequate staffing levels to ensure security, operational, and safety requirements are met. Higher custody units, due to design and custody level, are more staff intensive and require more mandatory posts. Lower custody units, such as medium or minimum, would require less mandatory posts and are more flexible due to the custody level of the inmates and lower security needs of the unit. Lower custody units are able to designate "collapsible posts" based on the priority level of the post and unit activities, and reassign or, "cross level" those staff members to higher custody units where a vacancy may exist. To compensate for cross leveling staff or collapsing posts, less essential inmate activities may be curtailed until a time where staff is able to fill the collapsed post and resume normal post functions.

Unit post charts are designed for security from the outside of the unit inward and identify essential to less essential posts. Based on the physical plant, custody level and number of inmates assigned, the number of posts designated as less essential may vary.

Each complex also has an approved priority posting list, by shift, which is a list of all posts approved to be staffed in all units that make up the complex. The warden of the complex sets an approved number of posts that must be filled daily by shift, for normal operations of the complex. For example, the number of required posts to be filled for normal operation may be 176 posts out of 205 approved posts. The complex shift commander could then collapse all posts after 176 (177-205) and still operate the complex under normal operations.

The manner by which ADC meets staffing levels with the current vacancies is by using approved post charts, priority posting lists, overtime monies (from vacant FTEs), cross leveling available staff within the complex, posting support and program staff into shift security posts, and collapsing less-essential posts.

Representative Cardenas:

- Does ADC authorize the use of overtime (OT)? Is OT authorized at ASPC-Lewis?

Yes, ADC authorizes OT and project OT expenditures of \$40,739,268 during FY 2016. Year-to-Date, OT expenditures have averaged \$1,732,210 per pay period. Please see Attachment 3.

Through January 2016, OT expenditures at ASPC-Lewis have been \$2,970,953. However, ASPC-Lewis only has a 1.25% Corrections Officer (CO) II vacancy rate and an operational CO II vacancy rate of 9.54%. As a result, the Complex requires a lower level of overtime than complexes where a higher vacancy rate exists. Please see Attachment 4, ADC Corrections Officer Staffing Vacancy Report.

- What is the Department's view of officer safety in light of the lawsuit by ADC staff? What has ADC done about officer safety?

ADC has further implemented ongoing Security Enhancements after the recent Staff Assaults:

Added zone officer posts to rotate through non-uniform staff working areas with priority on classrooms and libraries. Security checks are conducted by the officers every 30 minutes.

Implemented a system of radio/phone checks on an hourly basis for all staff. Staff either calls main control every hour or control calls them (this used to be done on graveyard only).

Training for non-uniform in use of chemical agents and hand held radios. Both are required to be on-person while staff is in units (training was provided to CO IIIs prior to incident).

Cameras installed in classrooms, libraries, living areas, yards, recreation fields, and work areas (this was started prior to assault, but priority placed on classrooms and libraries after incident).

Maximum custody groups will not be conducted with only one staff member present.

CO IIIs in close and maximum custody units were moved to central locations and two staff must be present when meeting with inmates.

CO IIIs in medium custody units are either centrally located with two staff present when meeting with inmates or located in dorms where security staff has visibility of office area.

Enhanced mandatory educational opportunities for uniformed and non-uniformed staff on a regular basis, to provide mentoring and education on prison workplace safety.

Policies and procedures continue to be reviewed and revised, if necessary, to ensure the safety of staff and the best practices are being used in daily operations.

- 13 alleged sexual assaults by ADC staff on inmates at ADC facilities, mentioned in the media – what has the Department done about that?

ADC investigates all assaults by ADC staff both criminally and administratively. Criminal cases are forwarded to the County Attorney's Office for prosecution review and those which are administrative policy violations only are handled through the employee disciplinary process. In many cases, employees resign before official action is taken, which resolves the administrative remedies; however, it does not prohibit criminal prosecution when appropriate. ADC has also added mandatory annual training on PREA. PREA is a federal law that mandates strict requirements on agencies to proactively eliminate sex crimes (including assault) against inmates. Independent audits have confirmed ADC is 100% compliant with PREA requirements. For more information, see Attachment 5 PREA.

- What are the ADC costs for [sexual harassment] lawsuits?

ADC has not incurred any litigation costs with regard to the assaults referenced in the previous paragraph. With regard specifically to paid claims for sexual harassment since 2009, almost all of those events happened under the previous administration, but were settled under Director Ryan. In response to the ASPC-Tucson matter, ADC complied not only with all increased reporting requirements of harassment claims at Tucson, but the Department also expanded the reporting to all prison complexes. Further, ADC increased the required mandatory Sexual Harassment Training Department-wide, while also re-training all staff. The Department maintains a zero tolerance policy for sexual harassment.

Representative Mach:

- How many offenders are eligible for the proposed NRCCC?

Please refer to the response to the same question posed by Senator Farley above.

- How many offenders can the proposed NRCCC serve?

Please refer to the response to the same question posed by Senator Farley above.

- What do Private Prison Contract Monitors report and how often?

The Private Prison Lead Monitor completes a weekly report, via a written memorandum to the Private Prison Warden with a copy to the Contract Beds Operations Director (CBOD) and Deputy Bureau Administrator (DBA), of observations from tours of the facility that week. The report includes compliance with sanitation standards, security practices, staff/inmate interaction, supervisor/subordinate interaction, supervisor presence and interactions with staff and inmates, Vendor Administrative meeting requirements, and general observations.

Immediate reporting is conducted to the CBOD or DBA of any significant incidents.

Private prison staff training completions are reported quarterly for fiscal quarters 1-3, and monthly during the 4<sup>th</sup> quarter.

Each month, a selected prison in-service, pre-service and/or specialty training is observed and a written evaluation of findings is submitted to the CBOD, DBA, and Private Prison Warden.

Each ADC Lead Monitor submits a monthly memorandum of observations which include security observations, sanitation, staff and inmate culture.

Inmate education and programs delivery quality and content is evaluated annually at a minimum and reported to the CBOD, respective ADC Bureau Administrator, and Private Prison Warden.

The Security Operations Administration evaluates Tactical Support Training quarterly, providing a written report to the Private Prison Warden and CBOD.

The Emergency Preparedness Administrator reviews the Emergency Response Plans annually providing a written report to the Private Prison Warden and CBOD.

A tool (Green Amber Red - GAR) is used throughout the month to audit vendor compliance with ADC policy. The vendor submits a written corrective action for each discrepancy.

- What Percentage of ADC inmates stay beyond their original sentence?

As of January 31, 1,161 inmates, or 2.7%, have another offense after admission date. Most often these additional offenses are from prosecution of unresolved crimes not committed while incarcerated with ADC, but they also include some crimes committed while incarcerated with ADC.

Further, by statute, lack of achieving mandatory literacy will lengthen a stay past the 85% term of sentence, but not longer than the full sentence; while failing to agree to terms of community supervision will lengthen a stay past the 85% term of sentence, but not longer than the full sentence and the community supervision term. Lack of compliance with ADC policies and rules governing inmate conduct may lengthen a stay past 85% of sentence, but not longer than the original sentence. The ADC policy and rule violations are resolved at the Director's statutory discretion and the Department uses due process methods prior to any determination. ADC does not keep on-going statistics for those staying beyond 85% of their sentence.

- What are different inmate work programs, and the inmate labor benefits to communities?

For FY 2015, 24,508 inmates, or 58%, worked in some capacity, either inside the prison or outside. Of all working inmates, 1,944 inmates were assigned to an Intergovernmental Agreement (IGA). Inmates worked approximately 2,344,330 hours on IGAs, which has a cost savings of \$17,514,310 for Arizona tax payers. ADC has over 100 IGAs throughout the state. Contracts include Arizona Department of Transportation, US Forest Service, State Land, Department of Emergency Management, cities, and county agencies. Additional information about overall work numbers, as well as specific ACI work arrangements, along with wage ranges for each, is supplied in Attachments 6 and 7.

- How do ACI contracts function with revenue and expenses, including inmate deductions?

Please see Attachment 8.

Representative Fernandez:

- How can private prisons retain staff by only paying \$12/hour?

Wages paid by private prisons vary, especially depending on location. Private Prison contracts by design do not dictate what level of wages is to be paid by the vendor. Rather, the contacts do require specific outcomes and compliance. For example, private prisons must cover officer posts by either assigned staff or use of overtime. Failure to utilize either method can result in offsets. Non-Correctional Officer positions are offset if not filled under specific guidelines.

- What Career and Technical Education programs are at Private Prisons?

PRISON	COUNTY	PROGRAM NAME	ENROLLMENT
<i>ASP-Central Arizona Correctional Facility</i>	<i>Pinal</i>	Business Technology	31
<i>ASP-Florence West</i>	<i>Pinal</i>	Specific purpose contract see below	
<i>ASP-Kingman</i>	<i>Mohave</i>	Construction	30
		Construction-Basic Electrical	35
		Construction-Plumbing	16
		Construction-Building Trades	7
		Construction-Carpentry (Framing)	12
		Culinary Arts	22
		Construction-HVAC Basic	31
		<i>ASP-Kingman Total</i>	<i>153</i>
<i>ASP-Marana</i>	<i>Pima</i>	Construction-Building Trades	13
		Construction	20
		<i>ASP-Marana Total</i>	<i>33</i>
<i>ASP-Phoenix West</i>	<i>Maricopa</i>	Specific purpose contract - see below	
<i>ASP-Red Rock Correctional Center</i>	<i>Pinal</i>	Construction Technology - Basic	16
		Horticulture	10
		<i>ASP-Red Rock CC Total</i>	<i>26</i>

- There are two Private Prisons that have special missions, Florence West and Phoenix West.

#### ASP-Florence West – DUI and Return to Custody (RTC)

Custody level of assigned inmates shall be level 2, i.e., minimum custody. Total number of beds under Contract shall be 600 adult male inmates: A) 400 Driving Under the Influence (DUI), demonstrating a need for substance abuse intervention due to abuse of alcohol and other drugs (AOD); and B) 200 Return to Custody (RTC), for the confinement of adult male releasees who are awaiting due process hearings for allegedly violating conditions of release imposed by the Board of Executive Clemency or by the Department.

#### ASP- Phoenix West (DUI) - Substance Abuse Treatment Program

To assist inmates in changing patterns of thought, feelings and action which have contributed to their abuse of mood changing substances prior to incarceration. The major goal is to reduce the likelihood of substance abuse relapse upon return to the community.

Specific goals include: Assist inmates in understanding the negative impact alcohol and drug abuse has had in their lives; Reduce the incidence of prison-based drug and alcohol use; Teach inmates skills necessary to be self-sufficient and function effectively in sobriety upon release.

- What are the current Per Diems at Private Prisons (including Temp Bed rates)?

Please see attachment 9.

Representative Alston:

- Number of inmates eligible that receive Mental Health Treatment?

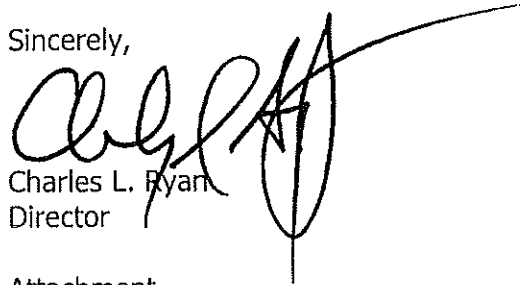
One hundred percent of inmates requiring ongoing mental health services receive mental health services. The level of services offered varies according to acuity level.

- Number of dually diagnosed (Mental Health and Substance Abuse) inmates (Male/Female)?

As of January 31, 2016, 19.07% of male inmates and 34.13% of female inmates were dually diagnosed.

If you require additional information, please feel free to contact me.

Sincerely,



Charles L. Ryan  
Director

Attachment

cc: Members of the Senate Appropriations Committee  
Members of the House Appropriations Committee  
Lorenzo Romero, OSPB Director  
Richard Stavneak, JLBC Director

Arizona Department of Corrections  
**Recidivism Results: Transition Program Inmates**

CY 2012 releases – 3 year review	Transition Program		Non-Transition Program		Overall ADC Population	
Total number of inmates	1,012		13,032		14,044	
Technical violation	167	16.5%	2,527	19.4%	2,694	19.2%
New felony conviction	78	7.7%	2,815	21.6%	2,893	20.6%
Total inmates returned	245	24.2%	5,342	40.1%	5,587	39.8%

CY 2011 releases – 3 year review	Transition Program		Non-Transition Program		Overall ADC Population	
Total number of inmates	1,074		13,392		14,466	
Technical violation	231	21.5%	2,534	18.9%	2,765	19.1%
New felony conviction	108	10.1%	2,686	20.1%	2,794	19.3%
Total inmates returned	339	31.6%	5,220	39.0%	5,559	38.4%

These numbers do not compare the Transition Program inmates/offenders to a comparable control group. Transition program inmates are, by definition, generally lower risk, sentenced for non-violent crimes, and classified to lower custody levels than the overall ADC population. Thus, these results make no conclusions about the effectiveness of the Transition Program. Further research is required for this type of analysis.

Counting rules:

- 1) Only first release per calendar year is included
- 2) Only first return to prison is included. So if an inmate is released in CY 2012 violates his/her community supervision in 2012, is re-released in CY 2012 and is convicted of a new offense in 2014, we are only counting the technical violation.
- 3) Releases to another jurisdiction, ie Immigration, or an out-of-state transfer are not included.
- 4) These releases are not limited to inmates released to community supervision.
- 5) only a return to the Arizona Department of Corrections is counted as recidivism. We do not counts arrests, going to County Jail, or going to prison in another jurisdiction.



## ARIZONA DEPARTMENT OF CORRECTIONS

## FY 2015 CONTRACT BED OFFSETS

Month Ending: December 31, 2015

Private Prisons	Actual YTD Credits <sup>1</sup>
<i>The GEO Group (GEO)</i>	
ASP - CACF	(65,798)
ASP - Florence West - RTC	(69,405)
ASP - Florence West - DWI	-
ASP - Phoenix West - DWI	(54,901)
<b>Total GEO Group</b>	<b>(190,104)</b>
<i>Management &amp; Training Corp. (MTC)</i>	
ASP - Marana	(6,270)
ASP - Kingman	(941,993)
<b>Total MTC</b>	<b>(948,263)</b>
<i>Corrections Corporation of America (CCA)</i>	
ASP - Red Rock	(74,853)
<b>Total CCA</b>	<b>(74,853)</b>
<b>Total Private Prison</b>	<b>(1,213,220)</b>

<sup>1</sup>

YTD credits includes staff vacancy offsets, NCIC/ACIC Criminal History background checks and other contract sanctions/offsets. Staff vacancy offsets do not apply to correctional officer positions.

Arizona Department of Corrections  
FY 2016 YTD Offender Operations Overtime Expenditures

	FY 2016 YTD									
	7-Jul-2015 S150707	21-Jul-2015 S150721	4-Aug-2015 S150804	18-Aug-2015 S150818	1-Sep-2015 S150901	16-Sep-2015 S150916	30-Sep-2015 S150930	14-Oct-2015 S151014	27-Oct-2015 S151027	
Complex										
ASPC-DOUGLAS	\$ 25,903	\$ 42,980	\$ 57,199	\$ 44,051	\$ 65,143	\$ 65,125	\$ 71,415	\$ 44,173	\$ 41,974	
ASPC-EYMAN	\$ 564,951	\$ 587,015	\$ 583,018	\$ 592,535	\$ 629,966	\$ 639,499	\$ 686,169	\$ 648,432	\$ 620,380	
ASPC-FLORENCE	\$ 293,771	\$ 340,380	\$ 286,214	\$ 349,014	\$ 301,589	\$ 353,838	\$ 393,389	\$ 321,785	\$ 288,344	
ASPC-LEWIS	\$ 267,182	\$ 264,762	\$ 260,025	\$ 262,700	\$ 288,810	\$ 237,465	\$ 340,702	\$ 268,066	\$ 176,805	
ASPC-PERRYVILLE	\$ 77,773	\$ 90,231	\$ 101,175	\$ 91,537	\$ 99,646	\$ 148,754	\$ 153,345	\$ 94,654	\$ 85,575	
ASPC-PHOENIX	\$ 56,187	\$ 40,223	\$ 66,324	\$ 69,606	\$ 56,038	\$ 60,041	\$ 72,051	\$ 57,040	\$ 74,324	
ASPC-SAFFORD	\$ 20,409	\$ 31,603	\$ 19,909	\$ 24,295	\$ 23,553	\$ 22,704	\$ 37,721	\$ 27,590	\$ 13,547	
ASPC-TUCSON	\$ 245,716	\$ 281,294	\$ 242,103	\$ 252,837	\$ 246,013	\$ 241,305	\$ 291,480	\$ 314,650	\$ 239,768	
ASPC-WINSLOW	\$ 94,992	\$ 128,220	\$ 97,261	\$ 139,143	\$ 113,354	\$ 122,943	\$ 136,603	\$ 165,551	\$ 69,028	
ASPC-YUMA	\$ 51,088	\$ 52,129	\$ 59,471	\$ 51,436	\$ 67,225	\$ 109,707	\$ 91,237	\$ 62,919	\$ 52,365	
OTHER	\$ 9,028	\$ 520,533	\$ 111,904	\$ 30,733	\$ 29,503	\$ 17,145	\$ 16,506	\$ 19,908	\$ 14,645	
Total	\$ 1,706,999	\$ 2,379,373	\$ 1,884,602	\$ 1,907,886	\$ 1,920,841	\$ 2,018,525	\$ 2,290,617	\$ 2,024,768	\$ 1,676,756	

	11-Nov-2015 S151110	25-Nov-2015 S151125	9-Dec-2015 S151209	22-Dec-2015 S151222	6-Jan-2016 S160106	20-Jan-2016 S160120	FY 2016 YTD
Complex							
ASPC-DOUGLAS	\$ 32,163	\$ 35,166	\$ 26,941	\$ 27,770	\$ 26,081	\$ 37,081	\$ 643,164
ASPC-EYMAN	\$ 579,051	\$ 630,436	\$ 553,755	\$ 621,879	\$ 399,749	\$ 559,208	\$ 8,896,043
ASPC-FLORENCE	\$ 248,492	\$ 255,317	\$ 267,700	\$ 278,730	\$ 217,716	\$ 263,611	\$ 4,459,888
ASPC-LEWIS	\$ 144,929	\$ 105,977	\$ 90,726	\$ 83,704	\$ 88,800	\$ 90,300	\$ 2,970,953
ASPC-PERRYVILLE	\$ 78,708	\$ 36,087	\$ 34,067	\$ 35,408	\$ 62,155	\$ 57,394	\$ 1,246,509
ASPC-PHOENIX	\$ 66,595	\$ 58,615	\$ 36,350	\$ 49,859	\$ 53,756	\$ 63,567	\$ 880,575
ASPC-SAFFORD	\$ 15,414	\$ 11,248	\$ 11,239	\$ 12,555	\$ 11,656	\$ 15,886	\$ 299,329
ASPC-TUCSON	\$ 142,649	\$ 95,169	\$ 71,726	\$ 86,276	\$ 89,421	\$ 109,046	\$ 2,949,453
ASPC-WINSLOW	\$ 70,186	\$ 51,870	\$ 51,038	\$ 62,520	\$ 39,343	\$ 68,691	\$ 1,410,743
ASPC-YUMA	\$ 51,684	\$ 62,821	\$ 44,699	\$ 106,785	\$ 66,322	\$ 50,844	\$ 980,732
OTHER	\$ 10,240	\$ 2,188	\$ (5,500)	\$ 12,965	\$ 7,216	\$ 7,333	\$ 804,347
Total	\$ 1,440,111	\$ 1,344,893	\$ 1,182,741	\$ 1,378,450	\$ 1,062,215	\$ 1,322,962	\$ 25,541,737

Note: Does not OT for Director's Office, Administrative Services, Health Services, Support Services, or off-pay cycle adjustments within Offender operations.

Week 1 (January 1, 2016)

NOTE: Reimbursable = ACI, City & Counties entities  
 Other Transportation = Mass Movement, Roll-ups, Agency Assists, etc

ASPC-Barnett	OT Hrs
Hospital Coverage	186.75
All Watches	8
Shift Coverage	3844.25
Other Transportation	16
Reimbursable OT	
TOTAL	4055
Last week of Prev. Month total	3728.1

ASPC-Douglas	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	20
TOTAL	0
Last week of Prev. Month total	0

Commodity Corp	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	33
Other Transportation	
Reimbursable OT	
TOTAL	33
Last week of Prev. Month total	8

ASPC-Florence	OT Hrs
Hospital Coverage	1328
All Watches	184
Shift Coverage	769.25
Other Transportation	16
Reimbursable OT	
TOTAL	2297.25
Last week of Prev Month total	1886.75

ASPC-Hartsville	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	30
TOTAL	0
Last week of Prev. Month total	364

ASPC-Lewis	OT Hrs
Hospital Coverage	42.75
All Watches	
Shift Coverage	36
Other Transportation	43.75
Reimbursable OT	
TOTAL	122.5
Last week of Prev Month total	124.5

ASPC-McCord	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	
TOTAL	0
Last week of Prev Month total	0

ASPC-Murphy	OT Hrs
Hospital Coverage	480.25
All Watches	48
Shift Coverage	184
Other Transportation	58.2
Reimbursable OT	
TOTAL	770.45
Last week of Prev Month total	394.25

ASPC-Nelson	OT Hrs
Hospital Coverage	688
All Watches	
Shift Coverage	32
Other Transportation	
Reimbursable OT	
TOTAL	720
Last week of Prev Month total	241.75

Total	
Reimbursable OT	30
Last week of Prev Month total	108.33

ASPC-Pawnee	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	600.75
Other Transportation	
Reimbursable OT	
TOTAL	600.75
Last week of Prev Month total	287.5

ASPC-Yuma	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	1.5
Other Transportation	
Reimbursable OT	
TOTAL	1.5
Last week of Prev Month total	24

Total	
Hospital Coverage	2725.75
All Watches	240
Shift Coverage	5500.75
Other Transportation	133.95
Total	8600.45
Last week of Prev Month total	7050.85
Difference	1549.6

Week 2 (January 8, 2016)

NOTE: Reimbursable = ACI, City &amp; Counties entities

Other Transportation = Mass Movement, Roll-ups, Agency Assists, etc

ASPC Branch	OT Hrs
Hospital Coverage	105
All Watches	8.25
Shift Coverage	5534
Other Transportation	18.24
Reimbursable OT	
TOTAL	5665.49
Week one total	4055

ASPC Douglas	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	34
TOTAL	0
Week one total	0

Community Colls	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	16.25
Other Transportation	
Reimbursable OT	
TOTAL	16.25
Week one Total	33

ASPC Florence	OT Hrs
Hospital Coverage	1880
All Watches	408
Shift Coverage	484
Other Transportation	
Reimbursable OT	
TOTAL	2772
Week one total	2297.25

ASPC Porterville	OT Hrs
Hospital Coverage	976.75
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	40
TOTAL	976.75
Week one Total	0

ASPC Lodi	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	20
Other Transportation	47.88
Reimbursable OT	
TOTAL	67.88
Week one Total	122.5

ASPC Salinas	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	
TOTAL	0
Week One Total	0

ASPC Phoenix	OT Hrs
Hospital Coverage	153.25
All Watches	1
Shift Coverage	97
Other Transportation	20
Reimbursable OT	
TOTAL	271.25
Week one total	770.45

ASPC Tucson	OT Hrs
Hospital Coverage	915.75
All Watches	
Shift Coverage	28
Other Transportation	5
Reimbursable OT	
TOTAL	948.75
Week one total	720

OT	
Reimbursable OT	83.5
Week one total	30

ASPC Whetlow	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	639
Other Transportation	82.5
Reimbursable OT	
TOTAL	721.5
Week one total	600.75

ASPC Yuma	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	9.5
TOTAL	0
Week one total	1.5

OT	
Hospital Coverage	4030.75
All Watches	417.25
Shift Coverage	6802
Other Transportation	173.62
Total	11423.62
Week one Total	8567.45
Difference	2856.17

Week 3 (January 15, 2016)

NOTE: Reimbursable = ACI, City &amp; Counties entities

Other Transportation = Mass Movement, Roll-ups, Agency Assists, etc

ASPC Entity	OT Hrs
Hospital Coverage	162.25
All Watches	72.5
Shift Coverage	5770
Other Transportation	16
Reimbursable OT	
TOTAL	6020.75
Week two total	5665.49

ASPC Douglas	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	60
TOTAL	0
Week two total	0

Community Coll	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	12.25
Other Transportation	
Reimbursable OT	
TOTAL	12.25
Week two total	16.25

ASPC Fitchburg	OT Hrs
Hospital Coverage	1312
All Watches	304
Shift Coverage	636
Other Transportation	16
Reimbursable OT	
TOTAL	2268
Week two total	2772

ASPC Framingham	OT Hrs
Hospital Coverage	339.75
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	
TOTAL	339.75
Week two total	976.75

ASPC Haverhill	OT Hrs
Hospital Coverage	15.25
All Watches	
Shift Coverage	20
Other Transportation	75.9
Reimbursable OT	
TOTAL	111.15
Week two total	67.88

ASPC Hudson	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	
TOTAL	0
Week two total	0

ASPC Methuen	OT Hrs
Hospital Coverage	153.25
All Watches	1
Shift Coverage	97
Other Transportation	20
Reimbursable OT	
TOTAL	271.25
Week two total	271.25

ASPC Needham	OT Hrs
Hospital Coverage	649.25
All Watches	17.75
Shift Coverage	2.25
Other Transportation	
Reimbursable OT	
TOTAL	669.25
Week two total	948.75

Total	
Reimbursable OT	60
Week two total	83.5

ASPC Weymouth	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	473.5
Other Transportation	21
Reimbursable OT	
TOTAL	494.5
Week two total	721.5

ASPC Weymouth	OT Hrs
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	
TOTAL	0
Week two total	0

TOTALS	
Hospital Coverage	2631.75
All Watches	395.25
Shift Coverage	6998.75
Other Transportation	148.9
Total	10174.65
Week two total	11423.62
Difference	-1248.97

Week 4 (January 22, 2016)

NOTE: Reimbursable = ACI, City &amp; Counties entities

Other Transportation = Mass Movement, Roll-ups, Agency Assists, etc

ASPC Entities	OT/HR
Hospital Coverage	155
All Watches	79.5
Shift Coverage	4595.75
Other Transportation	112
Reimbursable OT	
TOTAL	4942.25
Week three total	6020.75

ASPC Entities	OT/HR
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	80
TOTAL	0
Week three total	0

Community Care	OT/HR
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	
TOTAL	0
Week three total	12.25

ASPC Florence	OT/HR
Hospital Coverage	864
All Watches	200
Shift Coverage	873.33
Other Transportation	40
Reimbursable OT	
TOTAL	1977.33
Week three total	2268

ASPC Raleigh	OT/HR
Hospital Coverage	254.25
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	40
TOTAL	254.25
Week three total	339.75

ASPC Raleigh	OT/HR
Hospital Coverage	
All Watches	
Shift Coverage	16
Other Transportation	74.7
Reimbursable OT	
TOTAL	90.7
Week three total	111.15

ASPC Raleigh	OT/HR
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	
TOTAL	0
Week three total	0

ASPC Raleigh	OT/HR
Hospital Coverage	120.5
All Watches	40
Shift Coverage	16
Other Transportation	43.5
Reimbursable OT	
TOTAL	220
Week three total	271.25

ASPC Raleigh	OT/HR
Hospital Coverage	474
All Watches	
Shift Coverage	16
Other Transportation	
Reimbursable OT	
TOTAL	490
Week three total	669.25

TOTAL	
Reimbursable OT	120
Week three total	60

ASPC Raleigh	OT/HR
Hospital Coverage	
All Watches	
Shift Coverage	244.5
Other Transportation	39.75
Reimbursable OT	
TOTAL	284.25
Week three total	494.5

ASPC Raleigh	OT/HR
Hospital Coverage	
All Watches	
Shift Coverage	
Other Transportation	
Reimbursable OT	
TOTAL	0
Week three total	0

TOTAL	
Hospital Coverage	1867.75
All Watches	319.5
Shift Coverage	5761.58
Other Transportation	309.95
Total	8258.78
Week three total	10174.65
Difference	-1915.87

**WEEKLY CO STATUS / HIRING REPORT**  
February 1, 2016

INSTITUTION							COTA		FORMER COTA NOT REQUIRED	TOTAL	ACTUALS			HIRING VACANCY %	COTA GRADS	DIRECTOR AUTHORIZED POSITIONS TO ASSIGN						
	COTN POSITION S	FAILED	OUT ON LEAVE	ON SITE	OPER ON SITE DIFF	OPER % DIFF	SCHED FOR COTA	IN COTA	SCHEDULED TO REPORT TO INSTITUTION		OUT ON MILITARY LEAVE	TRHS PREV APPROV	HIRING VAC FTE		THIS WEEKS  GRADS	ELIG TRHS	TRHS APPROV	CURRENT WEEK		HIRING APPROV	FORMER COTA NOT REQUIRED	
																		* HIRING PROCESS	HIRING POOL		HIRING POOL	APPROV
EYMAN	1,072	873	22	851	221	20.62%	11	18	1	30	12	1	168	15.67%	0	2	0	8	5	3	1	1
FLORENCE	713	601	16	585	128	17.95%	8	17	0	25	8	0	87	12.20%	0		0	2			0	0
GLOBE	58	44	1	43	15	25.86%	2	1	0	3	0	0	11	18.97%	0	0	0	0	0	0	0	0
PERRYVILLE	647	613	16	597	50	7.73%	15	14	1	30	5	1	3	0.46%	0	30	0	3	3	2	1	1
LEWIS	1,038	864	25	939	99	9.54%	14	46	0	60	7	1	13	1.25%	0	3	0	9	4	4	0	0
PHOENIX	243	225	4	221	22	9.05%	0	0	0	0	1	4	14	5.76%	0	41	2	0	0	0	0	0
TUCSON	1,086	990	20	970	116	10.68%	11	12	0	23	5	1	72	6.63%	0	8	0	4	4	4	0	0
DOUGLAS	424	415	10	405	19	4.48%	4	4	0	8	0	0	1	0.24%	0	5	0	3	1	1	0	0
SAFFORD	276	237	5	232	44	15.94%	3	6	1	10	0	0	29	10.51%	0	0	0	1	1	1	0	0
WINSLOW	277	210	8	202	75	27.08%	2	4	0	6	0	1	60	21.66%	0	0	0	3	4	4	0	0
APACHE	62	54	3	51	11	17.74%	0	1	0	1	0	0	7	11.29%	0	1	0	0	0	0	0	0
YUMA	744	733	20	713	31	4.17%	4	4	0	8	1	3	0	0.00%	0	25	0	6	11	0	0	0
TOTALS	6,640	5,959	150	5,809	831	12.52%	74	127	3	204	39	12	465	7.00%	0	115	2	37	33	21	2	2

\*Hiring process includes applicants that have submitted all required documentation and passed the fit-pro, but not medical, background, psych, or drug testing.

Currently in Background Process: 12 which are included in hiring process.

Last week's activity: Packets sent to BIU - 34; Packets completed by BIU- 39; Results - 32 Recommended, 7 Not Recommended

Total hired for Rast Unit as of this date - 115. Rast Unit collapsed into Lewis totals as of 12/8/2014 due to Rast Unit opening.

Effective 07/01/2012, 103 of the 293 were authorized and funded. The current "added" positions are 100 for military leave and 93 to cover posted previously covered by overtime.

01/07/2012 Due to the closure of the Maricopa unit 33 CO positions transferred from Dgl/Maricopa to Yuma as well as 13 additional positions.

Effective 01/05/2013 Due to closure of SACRC 16 CO positions & 7 positions were created.

Effective 01/05/2013 Due to closure of Picacho 34 CO positions & 16 positions were created.

Effective 04/27/13 22 positions were moved from Tucson to Lewis

Effective 06/01/2015 Due to the closure of Tempe St Luke's Florence-20 CO II positions transferred to Eymann, 7 CO II positions transferred to Lewis and 1 CO II position transferred to Perryville

## Prison Rape Elimination Act (PREA)

### History of PREA

- 2003: PREA U.S. legislation passes
- 2004: First meeting of the National Prison Rape Elimination Commission (NPREC)
- 2004-2009: Information gathering and hearings held by the NPREC
- 2009-2012: Establishment and Convening of the PREA Work Group
- May 2012: Final DOJ standards released
- June 20, 2012: Final standards published in the Federal Register
- August 20, 2012: Standards applicable to confinement facilities
- August 20, 2013: Beginning of first audit cycle

### Aspects of the Law

The goal of this rulemaking is to prevent, detect, and respond to sexual abuse in confinement facilities, pursuant to the Prison Rape Elimination Act of 2003. Prison rape can have severe consequences for victims, for the security of correctional facilities, and for the safety and well-being of the communities to which nearly all incarcerated persons will eventually return.

- The Arizona Department of Corrections (ADC) has written policy mandating zero tolerance toward all forms of sexual abuse and sexual harassment and outlining the agency's approach to preventing, detecting, and responding to such conduct.
- The agency conducts extensive background investigations for all prospective employees, contract employees, and volunteers to prevent those persons with prior sexual abuse histories from being employed with the department. Additionally, background checks are completed every five years for all current employees and contract employees and prior to employee promotions.
- The agency trains all employees, contract employees, and volunteers annually for their responsibility for detecting, responding, reporting, and preventing incidents of sexual abuse and sexual harassment, and of consequences of sexual abuse and sexual harassment. Techniques in preserving evidence are provided with the annual training.
- ADC has Administrative Investigators and AZPOST certified police officers who investigate all allegations of sexual abuse and sexual harassment within the department. Sustained cases are submitted to county attorney offices for prosecution.
- ADC has a full time PREA Compliance Coordinator and PREA Compliance Managers assigned to each facility to monitor compliance with PREA standards.
- ADC is actively pursuing PREA certification by meeting PREA audit standards.
- PREA training is instructed to all inmates to advise them of ADC zero tolerance policy to sexual abuse and sexual harassment; of their rights to be free of sexual abuse and sexual harassment; of their rights to be free from retaliation for reporting incidents of sexual abuse and sexual harassment; of advocate services available to inmates; and how to report incidents of sexual abuse and sexual harassment (report in writing or verbally to any employee, contract employee, or volunteer; use of PREA telephone hotline; third party reporting, inmate grievance system). All reporting methods can be made anonymously if the inmate prefers.

### PREA Audit Process

- During the three-year period starting on August 20, 2013, and during each three-year period thereafter, the agency shall ensure that each facility operated by the agency, or by a private organization on behalf of the agency, is audited at least once by a DOJ certified PREA auditor.
- During each year of the three-year period, the agency shall ensure that at least one-third of each facility type operated by the agency, or by a private organization on behalf of the agency, is audited..
- For each PREA standard, the auditor shall determine whether the audited facility reaches one of the following findings: Exceeds Standard; Meets Standard; Does Not Meet Standard.
- A finding of "Does Not Meet Standard" with one or more standards shall trigger a 180-day corrective action period.
- After the 180-day corrective action period ends, the auditor shall issue a final determination as to whether the facility has achieved compliance with those standards requiring corrective action.

### State Compliance

- In determining pursuant to 42 U.S.C. 15607(c)(2) whether the State is in full compliance with the PREA standards, the Governor shall consider the results of the most recent agency audits.
- The Governor's certification shall apply to all facilities in the State under the operational control of the State's executive branch, including facilities operated by private entities on behalf of the State's executive branch.
- A State whose Governor does not certify full compliance with the standards is subject to the loss of five percent of any Department of Justice grant funds that it would otherwise receive for prison purposes, unless the Governor submits an assurance that such five percent will be used only for the purpose of enabling the State to achieve and certify full compliance with the standards in future years. 42 U.S.C. 15607(c).



**Arizona Department of Corrections Audit Compliance**

- ADC operates ten prison facilities and one community confinement facility. Additionally, there are six private prisons operated on behalf of ADC. The first three year audit period started August 20, 2013. ADC has met the PREA audit requirement of completing twelve audits (both ADC prisons and private prisons) in the first two years of the first three year audit period. All twelve audits resulted in meeting compliance with PREA standards.
- The third year of the first three year audit period started August 20, 2015 and ends on August 19, 2016. ADC has four prison facilities (two ADC prisons and two private prisons) and one community confinement facility to complete PREA audits. One of the ADC prisons is currently undergoing a PREA audit. The other facilities have audit dates scheduled with certified PREA auditors to be completed prior to the August 19, 2016 deadline.

**ADC PREA Statistics: Years 2013, 2014, and 2015****Definitions:**

- **Inmate on Inmate Non Consensual Sexual Acts (NCSA):** Contact between the penis and the vulva or the penis and the anus, contact between the mouth and the penis, vulva, or anus; penetration of the anal or genitalia opening of another person, however slight, by a hand, finger, object, or other instrument.
- **Inmate on Inmate Abusive Sexual Contact (ASC):** Intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person.
- **Inmate on Inmate Sexual Harassment (SH):** Repeated and unwanted sexual advances, requests for sexual favors, or verbal comments, gestures, or actions of a derogatory or offensive sexual nature by one inmate directed toward another.
- **Staff sexual misconduct (SSM):** Any behavior or act of sexual nature directed toward an inmate by staff. Sexual relationships of a romantic nature between staff and inmates are included in this definition. Consensual or nonconsensual sexual acts include—Intentional touching of the genitalia, anus, groin, breast, inner thigh, or buttocks that is unrelated to official duties or with the intent to abuse, arouse, or gratify sexual desire; Completed, attempted, threatened, or requested sexual acts; Indecent exposure, invasion of privacy, or staff voyeurism for reasons unrelated to official duties or for sexual gratification.
- **Staff sexual harassment (SSH):** Repeated verbal statements, comments or gestures of a sexual nature to an inmate by staff. Include—Demaneing references to gender; or sexually suggestive or derogatory comments about body or clothing; repeated profane or obscene language or gestures.

2013	Allegations	Substantiated	Unsubstantiated	Unfounded	Ongoing Investigation
<b>Totals</b>	<b>179</b>	<b>8</b>	<b>56</b>	<b>115</b>	<b>0</b>
<ul style="list-style-type: none"> <li>• One ASC: Not submitted for prosecution.</li> <li>• One SH: Not submitted for prosecution.</li> <li>• Five SSM: Three submitted for prosecution with sentences of probation. Two not submitted for prosecution, both involved contract employees and employment was terminated.</li> <li>• One SSH: Contract employee terminated.</li> </ul>					

2014	Allegations	Substantiated	Unsubstantiated	Unfounded	Ongoing Investigation
<b>Totals</b>	<b>239</b>	<b>8</b>	<b>44</b>	<b>184</b>	<b>3</b>
<ul style="list-style-type: none"> <li>• Three NCSA: Submitted to county attorney for prosecution. County attorney declined to prosecute.</li> <li>• Four SSM: Two submitted to county attorney for prosecution, county attorney declined to prosecute. One submitted to county attorney and awaiting decision by county attorney. One not submitted for prosecution, contract employee was terminated.</li> <li>• One SSH: Contract employee terminated.</li> </ul>					

2015	Allegations	Substantiated	Unsubstantiated	Unfounded	Ongoing Investigation
<b>Totals</b>	<b>307</b>	<b>8</b>	<b>34</b>	<b>251</b>	<b>14</b>
<ul style="list-style-type: none"> <li>• One NCSA: Not submitted for prosecution, inmate victim did not want to prosecute.</li> <li>• Six SSM: One submitted for prosecution with sentence of probation. One submitted to county attorney for prosecution, county attorney declined to prosecute. Two submitted to county attorney and awaiting decision by county attorney (case involves two victims by one employee suspect). Two not submitted for prosecution, both contract employees were terminated.</li> <li>• One SSH: Employee received a 24 hour suspension without pay.</li> </ul>					

ADC INMATE LABOR OVERVIEW FY 2015			
WORK PROGRAM	HOURLY WAGE (RANGE)	NUMBER OF WORKING INMATES AS OF JUNE 2015	TOTAL ANNUAL INMATE HOURS WORKED
WORK INCENTIVE PAY PLAN (WIPP)	\$0.10 - \$0.50	20,489	31.4 Million Hours
IGA WORK CONTRACTS	\$0.10 - \$1.50	1,944	2.3 Million Hours
ACI LABOR CONTRACTS	\$2.00 - \$11.01	1,258	2.4 Million Hours
ACI OWNED & OPERATED	\$0.40 - \$2.00	817	1.7 Million Hours
TOTAL		24,508	37.8 Million Hours
58% of all inmates* were actively employed in work activities every month *FY 2015 ADP was 42,131			

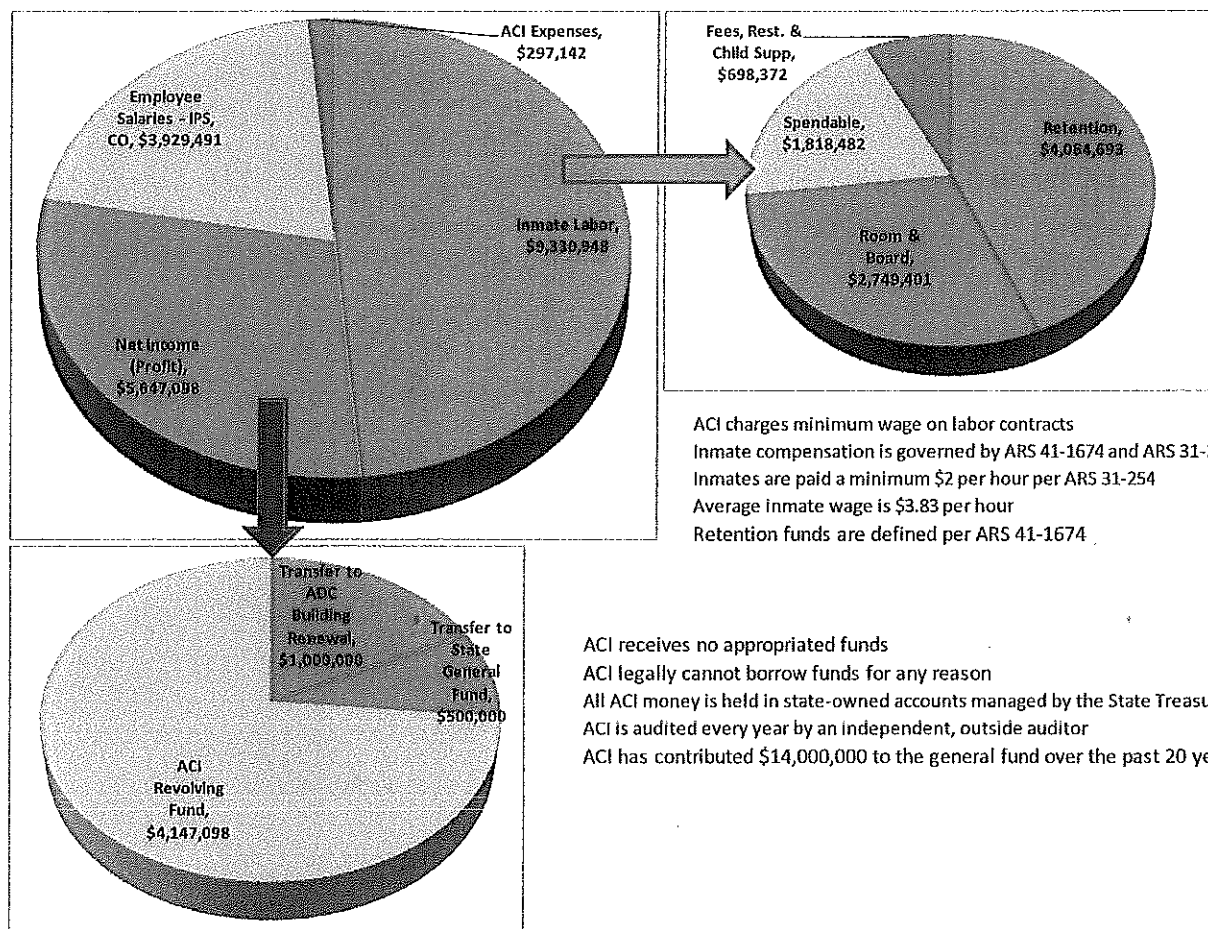
## ACI WEEKLY CAPACITY REPORT

Attachment 7

Week Ending: November 04, 2015

LOCATION	UNITS	OWNED AND OPERATED	OFF SITE	BASED SALARY PER HOUR	CONTRACTED CAPACITY (# of employees)	WEEKLY UTILIZATION SNAPSHOT AS OF FRIDAY	CURRENT UNIT UTILIZATION	CAPACITY COMMENTS
Douglas	Maricopa	Sewing		\$0.40 (\$0.10 increases, up to \$0.80)	85	64	1	
Eymann	Medford	Bakery		\$0.40 (\$0.10 increases, up to \$0.80)	147	140	7	
Eymann	Ryming	Licenses Plate		\$0.40 (\$0.10 increases, up to \$0.80)	16	16	-	
Eymann	Cook	Commodity Products		\$0.40 (\$0.10 increases, up to \$0.80)	22	22	-	
Florence	East	Sewing		\$0.40 (\$0.10 increases, up to \$0.80)	23	23	-	
Florence	North	Farm/Agriculture		\$0.40 (\$0.10 increases, up to \$0.80)	25	11	14	
Florence	North	Wild Horse Program		\$0.80	30	25	5	
Florence	North	Fish Farm		\$0.40 (\$0.10 increases, up to \$0.80)	20	13	7	
Florence	North	Transportation		\$0.40 (\$0.10 increases, up to \$0.80)	8	9	-	Increase capacity to 9 for 12/07/15
Florence	North	Florence Recycle/Packaging		\$0.40 (\$0.10 increases, up to \$0.80)	31	29	2	
Florence	North	Florence NatureSweet Bobbin		\$2.00 (Part of NatureSweet Labor Contract)	15	14	1	
Florence	North	Warehouse - Florence		\$0.40 (\$0.10 increases, up to \$0.80)	16	16	1	Decrease capacity to 15 for 12/07/15
Florence	South	Metal Fabrication		\$0.40 (\$0.10 increases, up to \$0.80)	135	127	8	
Florence	South	Wood/Metal Refurb		\$0.40 (\$0.10 increases, up to \$0.80)	67	63	4	
Florence	CACF	Mattress/Upholstery		\$0.40 (\$0.10 increases, up to \$0.80)	49	49	-	
Kingman	Cerbat	Block Manufacturing		\$0.50 (\$0.10 increases, up to \$0.80)	21	21	-	
Levitt	Eagle Point/Stiner	CME East/West ACI Special Projects		\$0.80	5	5	-	
Perryville	Santa Cruz/Carlos	Print Shop		\$0.40 (\$0.10 increases, up to \$0.80)	52	43	9	Decrease capacity to 48 for 12/07/15
Perryville	Piestewa/SR	ACI Central Office	X	\$0.50 (\$0.10 increases every 30 days, up to \$0.80)	22	17	5	Decrease capacity to 21 for 12/07/15
Perryville	Piestewa	Aqua Chill	X	\$2.00 (\$5.00 Admin/Contracted- Data Fulfillment)	8	7	1	
Perryville	San Carlos	Sewing		\$0.40 (\$0.10 increases, up to \$0.80)	27	27	-	
Perryville	Santa Rosa	Flallone Solutions		\$2.00 (Contracted- Data Fulfillment)	5	5	-	
Perryville	Santa Rosa	Data Fulfillment		\$0.40 (\$0.10 increases, up to \$0.80)	1	1	-	
Perryville	Santa Rosa	Televerde QC		\$2.00 (Contracted- Data Fulfillment)	10	9	1	
Phx West	Phx West	Installation	X	\$0.40 (\$0.10 increases, up to \$0.80)	9	10	-	Increase capacity to 10 for 12/07/15
Tucson	Whitestone	Sign Shop		\$0.40 (\$0.10 increases, up to \$0.80)	28	27	1	
SUB-TOTAL					867	792	67	
LABOR CONTRACTS								
Douglas	Gra	Fiesta Canning	X	\$2.00 (\$3.00 - skilled)	30	24	6	
Douglas	Maricopa	NatureSweet Wilcox	X	\$2.00 (Increases of \$0.25, up to \$3.00, @ 1 yr)	30	29	1	
Florence	North	Final Energy	X	\$3.00	11	11	-	
Florence	North	Hickman's Egg Ranch-Maricopa	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	32	29	3	
Florence	North	Cargill Animal Nutrition	X	\$3.30	7	7	-	
Florence	North	Whitfill Nursery	X	\$3.00	14	13	1	
Florence	North	Right Away Disposal (RAD)	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	14	14	-	
Florence West	Florence-West	Bonded Logic	X	\$2.00 (Increases of \$0.25, up to \$3.00, @ 1 yr)	0	-	-	Temporarily shut down
Kingman	Cerbat	Jin-Glo Trailer	X	\$8.19-\$12.25 (PIE Program)	12	11	1	
Levitt	Stiner	American Curb & Vent		\$2.00 (Increases of \$0.25, up to \$3.00, @ 1 yr)	0	-	-	Increase capacity to 9 for 12/07/15
Levitt	Stiner	Common Market Equipment / West		\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	71	67	4	Increase capacity to 72 for 12/07/15
Levitt	Eagle Point	Common Market Equipment / East		\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	65	65	10	
Levitt	Eagle Point	Hickman's Egg Ranch-Tonopah	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	44	37	7	
Levitt	Eagle Point	Hickman's Egg Ranch-Arlington	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	48	43	5	
Levitt	Bachman	Continental Tire		\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	11	11	-	
Levitt	Bachman	Sun Country Trailer	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	17	14	3	
Levitt	Bachman	Alkance Truss	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	14	14	-	
Marana	Marana	ESB Modular Mfg	X	\$3.00	0	-	-	Temporarily shut down no projects scheduled
Perryville	Piestewa	Greater Auto Auction	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	37	37	-	
Perryville	Santa Rosa	Hickman's Egg Ranch- Arlington/Tonopah	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	102	89	13	Includes multiple individual crews that are adj daily based on operation needs
Perryville	Piestewa	Morrison Management Spec	X	\$5.15	10	10	-	
Perryville	Santa Maria	MVD Call Center		\$0.50 (\$0.10 increases every 30 days, up to \$0.80)	39	37	2	
Perryville	Santa Cruz	Televerde		\$3.00 (Add \$1.51 per hr., after every 480 hrs. to \$5.00)	55	69	-	Increase capacity to 68 for 12/07/15
Perryville	San Pedro	Televerde		\$3.00 (Add \$1.51 per hr., after every 480 hrs. to \$5.00)	53	51	2	Decrease capacity to 50 for 12/07/15
Perryville	Piestewa	Televerde		\$3.00 (Add \$1.51 per hr., after every 480 hrs. to \$5.00)	34	32	2	Decrease capacity to 33 for 12/07/15
Perryville	Santa Rosa	Televerde		\$3.00 (Add \$1.51 per hr., after every 480 hrs. to \$5.00)	27	28	-	Increase capacity to 28 for 12/07/15
Perryville	San Carlos	Televerde-Bldg 40		\$3.00 (Add \$1.51 per hr., after every 480 hrs. to \$5.00)	65	69	-	Increase capacity to 69 for 12/07/15
Perryville	San Carlos	Papa John's Salad & Produce	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	25	25	-	5 days a week 25 inmates, 2 days a week 14 inmates
Safford	FL Grant	NatureSweet Wilcox	X	\$2.00 (Increases of \$0.25, up to \$3.00, @ 1 yr)	70	52	18	Numbers will fluctuate month to month
Tucson	Whitestone	Homakown Hero Project		\$2.00 (Increases of \$0.25, up to \$3.00, @ 1 yr)	36	31	5	
Winslow	Apache	AZ Structural Laminators	X	\$2.00 (\$3.00 after 1 yr.)	24	21	3	
Winslow	Apache	AZ Log & Timber	X	\$2.00 (Increases of \$0.25, up to \$3.00, @ 1 yr)	7	7	-	
Yuma	Cocopah	Safety Services		\$3.00	22	21	1	Decrease capacity to 21 for 12/07/15
Yuma	Cibola	Safety Services		\$3.00	34	35	-	
Yuma	La Paz	Safety Services		\$3.00	21	20	1	
Yuma	La Paz	Waste Recycling	X	\$3.00 (Increases of \$0.25, up to \$4.00, @ 1 yr)	14	14	-	
SUB-TOTAL					1,105	1,026	89	
CURRENT WEEK TOTALS:					1,982	1,818	144	Total Number Eligible That Did Not Report For Week Last Week
PREVIOUS WEEK TOTALS:					1,909	1,776	164	

## ACI Labor Contract Income, Inmate Labor Costs and Expenses FY 2015



ACI charges minimum wage on labor contracts  
 Inmate compensation is governed by ARS 41-1674 and ARS 31-254  
 Inmates are paid a minimum \$2 per hour per ARS 31-254  
 Average inmate wage is \$3.83 per hour  
 Retention funds are defined per ARS 41-1674

ACI receives no appropriated funds  
 ACI legally cannot borrow funds for any reason  
 All ACI money is held in state-owned accounts managed by the State Treasurer  
 ACI is audited every year by an independent, outside auditor  
 ACI has contributed \$14,000,000 to the general fund over the past 20 years

ARIZONA DEPARTMENT OF CORRECTIONS  
 FY 2016 CONTRACT BED RATES & ANNUALIZED CONTRACT AMOUNTS  
 Private Prison Contracted Beds and Per Diem Rates as of January 31, 2016

Private Prisons	Contracted Beds	Per Diem Rate	Number of Bed Days	Annualized Contract Amounts
<b>The GEO Group (GEO)</b>				
CACF - Rated Beds	1,000	\$ 67.22	365	24,535,300
CACF - Temporary Beds	280	\$ 10.00	365	1,022,000
Total CACF	1,280	\$ 54.70	365	25,557,300
Florence West - RTC - Rated Beds	200	\$ 44.98	365	3,283,540
Florence West - Temporary Beds	50	\$ 10.00	365	182,500
Total Florence West - RTC	250	\$ 37.98	365	3,466,040
Florence West - DWI - Rated Beds	400	\$ 55.79	365	8,145,340
Florence West - Temporary Beds	100	\$ 10.00	365	365,000
Total Florence West - DWI	500	\$ 46.63	365	8,510,340
Kingman - 3,400 Beds (97% and below) - Rated Beds <sup>1</sup>	3,298	\$ 60.10	365	72,346,577
Kingman - 3,400 Beds (above 97%) - Rated Beds <sup>1</sup>	102	\$ 22.00	365	819,060
Kingman Price Adj. - Temporary Beds (Above 3,400) <sup>1</sup>	108	\$ 15.00	365	591,300
Total Kingman	3,508	\$ 57.60	365	73,756,937
Phoenix West - DWI - Rated Beds	400	\$ 49.28	365	7,194,880
Phoenix West - Temporary Beds	100	\$ 10.00	365	365,000
Total Phoenix West - DWI	500	\$ 41.42	365	7,559,880
<b>Total GEO Group</b>	<b>6,038</b>	<b>\$ 53.93</b>	<b>365</b>	<b>118,850,497</b>
<b>Management &amp; Training Corp. (MTC)</b>				
Marana - 500 beds (95% and below) - Rated Beds	475	\$ 46.60	365	8,079,275
Marana - 500 beds (above 95%) - Temporary Beds	25	\$ 22.00	365	200,750
Total MTC	500	\$ 45.37	365	8,280,025
<b>Corrections Corporation of America (CCA)</b>				
Red Rock - 1000 Beds - Rated Beds	1,000	\$ 65.43	365	23,881,950
Total CCA	1,000	\$ 65.43	365	23,881,950
<b>Total Private Prison Beds</b>	<b>7,538</b>	<b>\$ 54.89</b>	<b>365</b>	<b>151,012,472</b>
<b>Bed Type (Rated vs. Temporary)</b>				
Rated Beds	6,900	\$ 58.96	365	148,486,672
Temporary Beds	638	\$ 10.85	365	2,525,800
Total By Bed Type	7,538	\$ 54.89	365	151,012,472

<sup>1</sup> Effective December 1, 2015 Kingman contract is reassigned from MTC to GEO Group. Original contract terms and conditions apply.



# HOUSE OF REPRESENTATIVES

SB 1247

prisoners; community reentry; work program  
Prime Sponsor: Senator Smith, LD 11

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X Committee on Military Affairs and Public Safety

Caucus and COW

House Engrossed

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## OVERVIEW

SB 1247 allows the Arizona Department of Corrections (ADC) to establish a community reentry work program (program) for prisoners who meet certain eligibility requirements.

## PROVISIONS

1. Permits the Director of ADC (Director) to authorize eligible inmate to participate in the program within 90 days of the inmate's earliest release date.
2. Requires the Director to adopt rules to implement the program, including requirements that the inmate:
  - a. Not have been convicted, at any time, of kidnapping or related offenses, a sexual offense, arson, a violent crime or a dangerous crime against children as defined in statute;
  - b. Not currently be serving a sentence for a domestic violence offense;
  - c. Be classified by ADC as low risk to the community;
  - d. Not have any felony detainers or U.S. Immigration and Customs Enforcement detainers;
  - e. Not have previously escaped or attempted to escape from a jail or prison facility or environment;
  - f. Have made satisfactory progress on the inmate's individualized corrections plan;
  - g. Have maintained civil behavior while incarcerated;
  - h. Be current on any restitution payments ordered by a court; and
  - i. Have a need and ability to benefit from a community reentry work program.
3. Requires ADC to notify and afford an opportunity to be heard to the victim of the offense for which the inmate is incarcerated, if the victim has provided a current address or other contact information.
4. Stipulates that the notice to the victim must:
  - a. Include the name of the inmate, the offense for which the inmate was sentenced, the length of the sentence and the date of admission to the custody of ADC; and
  - b. Inform the victim of the victim's right to submit a written statement to the Director expressing the victim's opinion on the inmate's participation in the program within 20 days after ADC has mailed notice to the victim.
5. Requires an inmate who participates in the program to:
  - a. Comply with all program rules and other terms and conditions required by the Director;
  - b. Maintain gainful employment;
  - c. Continue to make any court ordered restitution payments; and

- d. Agree to provide all compensation that the inmate received while participating in the program to ADC for deposit in the inmate's account.
6. Allows the Director to remove an inmate from the program if the Director determines that the inmate has failed to comply with any program rule, term or condition or that the best interests of the state would be served by removing the inmate from the program.
7. Stipulates that current statute relating to compensation for labor performed by prisoners (A.R.S. §§ 31-254 and 41-1624.01) does not apply to the compensation made by the inmate while in the program.
8. Permits ADC to charge and collect a percentage of the inmate's compensation for the cost of the inmate's room and board.
9. Allows the Director to deduct monies from the inmate's account to pay restitution, costs and fines that are owed by the inmate.
10. Stipulates that an inmate who is absent without leave from a facility in the program is guilty of a class 5 Felony (presumptive 1 ½ years of incarceration) and the sentence for this violation must be served consecutively.
11. Terminates the program on July 1, 2026.

**CURRENT LAW**

The ADC transition program permits eligible inmates to be released up to three months early and receive employment assistance, medical assistance, mentoring services and other transition assistance (A.R.S. §§ 31-282 and 31-285). Inmates who participate in the transition program: must not have been convicted of a sexual offense, arson, driving under the influence or a violent crime, have a nonviolent risk score, be classified as low risk to the community and meet other requirements (A.R.S. § 31-281).

**ARIZONA HOUSE OF REPRESENTATIVES**  
**Fifty-second Legislature - Second Regular Session**

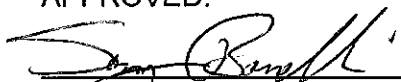
**ROLL CALL VOTE**

COMMITTEE ON MILITARY AFFAIRS AND PUBLIC SAFETY BILL NO. SB 1247

DATE March 3, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Andrade		✓			
Mr. Campbell		✓			
Mr. Cardenas					✓
Mr. Farnsworth E		✓			
Mr. Kern		✓			
Ms. Mach		✓			
Mr. Finchem, Vice-Chairman		✓			
Mr. Borrelli, Chairman		✓			
		7	—	—	1

APPROVED:

  
SONNY BORRELLI, Chairman  
MARK FINCHEM, Vice-Chairman

  
COMMITTEE SECRETARY

ATTACHMENT \_\_\_\_\_





# HOUSE OF REPRESENTATIVES

## SB 1126

prisoner transition program; eligibility; termination

Prime Sponsor: Senator Smith, LD 11

X Committee on Military Affairs and Public Safety

Caucus and COW

House Engrossed

### OVERVIEW

SB 1126 expands eligibility for the Prisoner Transition Program (Program) that is administered by the Arizona State Department of Corrections (ADC) and continues the Program until July 1, 2020.

### PROVISIONS

1. Expands the Program by providing eligible inmates with transition services in the community for up to 90 days.
2. Requires the Director of ADC to establish rules to remove DUI convictions from the list of precluding offenses regarding eligibility for the Program.
3. Outlines eligibility requirements, that must be in rule, which state that an inmate:
  - a. Be classified by ADC as a low violence risk to the community;
  - b. Comply with all programming on their respective individualized corrections plan;
  - c. Be classified by ADC as a medium or minimum custody inmate; and
  - d. Not be found in violation of any major rule or violent rule within the previous six months.
4. Specifies that an accumulation of minor rule violations does not equal a major rule violation.
5. Removes the requirement that an inmate must be current on statutorily prescribed restitution payments in order to be eligible for the Program.
6. Includes psychoeducational counseling and case management services to the list of services that are to be provided to inmates in the Program.
7. Permits counseling and services to include substance abuse treatment, anger management, cognitive behavioral therapy, parenting skills, family reunification training and further education and job placement.
8. Requires ADC to include the recidivism rate of inmates who have been released from confinement for a minimum of three years after release as part of their annual study to determine recidivism rates on inmates who have received services as part of the Program.
9. Allows the annual report to be submitted electronically and removes the requirement for the report to be submitted to the Director of Library and Archives.
10. Requires ADC to provide Program information to inmates, on admission to prison, and who are not serving a life sentence and to inmates who are potentially eligible for the Program six months before the inmate's eligibility date.

## SB 1126

11. Requires the information provided to inmates to include all admission requirements, as well as all disqualifying factors.
12. Defines *recidivism*.
13. Extends the Program until July 1, 2020.
14. Makes technical and conforming changes.

### **CURRENT LAW**

A.R.S. § 31-281 establishes the Program, which is administered by ADC. Statute outlines eligibility requirements that each inmate must meet in order to participate in the Program. These eligibility requirements include, but are not limited to: inmate must have no convictions relating to sexual offenses, DUI and domestic violence. ADC is required to contract with private or nonprofit entities in order to provide services for the Program. ADC is also required to provide notice and a chance to be heard to victims, prior to enrolling an inmate in the Program. Finally, ADC must submit an annual report detailing recidivism rates of inmates who receive a contracted entity's services.

**ARIZONA HOUSE OF REPRESENTATIVES**  
**Fifty-second Legislature - Second Regular Session**


**ROLL CALL VOTE**

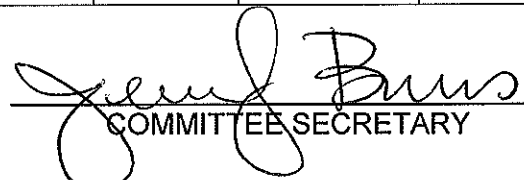
COMMITTEE ON MILITARY AFFAIRS AND PUBLIC SAFETY BILL NO. SB 1126

DATE March 3, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Andrade		✓			
Mr. Campbell		✓			
Mr. Cardenas					✓
Mr. Farnsworth E		✓			
Mr. Kern		✓			
Ms. Mach		✓			
Mr. Finchem, Vice-Chairman		✓			
Mr. Borrelli, Chairman		✓			
		7	-	-	1

APPROVED:

  
\_\_\_\_\_  
SONNY BORRELLI, Chairman  
MARK FINCHEM, Vice-Chairman

  
\_\_\_\_\_  
COMMITTEE SECRETARY

ATTACHMENT \_\_\_\_\_



# HOUSE OF REPRESENTATIVES

SB 1226

department of homeland security; continuation

Prime Sponsor: Senator Smith, LD 11

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X Committee on Military Affairs and Public Safety

Caucus and COW

House Engrossed

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## OVERVIEW

SB 1226 continues the Arizona Department of Homeland Security (AZDOHS) for eight years.

## PROVISIONS

1. Continues AZDOHS until July 1, 2024.
2. Contains a legislative intent clause.
3. Contains a retroactivity clause.
4. Makes a conforming change.

## CURRENT LAW

A.R.S. § 41-3016.22 terminates AZDOHS on July 1, 2016.

## ADDITIONAL INFORMATION

AZDOHS was established in 2006 to enhance the ability of the state to prevent and respond to acts of terrorism and other disasters by developing and implementing effective and efficient management and administration of grants provided to the state through the U.S. Department of Homeland Security and other federal agencies.

The Committee of Reference met on October 27, 2015 and recommended that AZDOHS be continued for eight years.

**ARIZONA HOUSE OF REPRESENTATIVES**  
**Fifty-second Legislature - Second Regular Session**

**ROLL CALL VOTE**

COMMITTEE ON MILITARY AFFAIRS AND PUBLIC SAFETY BILL NO. SB 1226

DATE March 3, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Andrade		✓			
Mr. Campbell		✓			
Mr. Cardenas					✓
Mr. Farnsworth E		✓			
Mr. Kern		✓			
Ms. Mach		✓			
Mr. Finchem, Vice-Chairman		✓			
Mr. Borrelli, Chairman		✓			
		7	—	—	1

APPROVED:

  
SONNY BORRELLI, Chairman  
MARK FINCHEM, Vice-Chairman

  
COMMITTEE SECRETARY

ATTACHMENT \_\_\_\_\_



# HOUSE OF REPRESENTATIVES

SB 1213

adjutant general; national guard rules

Prime Sponsor: Senator Smith, LD 11

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X Committee on Military Affairs and Public Safety

Caucus and COW

House Engrossed

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## OVERVIEW

SB 1213 requires the Adjutant General to adopt rules relating to the National Guard, which must be approved by the Governor.

## PROVISIONS

1. Requires the Adjutant General to adopt, with the approval of the Governor, rules necessary for the organization, governance, armament, equipping, instruction and compensation of the National Guard and authorized employees.
2. Stipulates that these rules are in force and effect upon approval of the Governor.
3. Makes technical and clarifying changes.

## CURRENT LAW

The Governor is required to administer and control the National Guard, with the Adjutant General being responsible to the Governor for: execution of all orders relating to the militia; organization, activation, reactivation, inactivation and allocation of units; recruiting of personnel; public relations and discipline and training of the National Guard. Statute requires the Adjutant General to act as military chief of staff to the Governor and stipulates that the Adjutant General is responsible for emergency management (A.R.S. § 26-102).

**ARIZONA HOUSE OF REPRESENTATIVES**  
**Fifty-second Legislature - Second Regular Session**

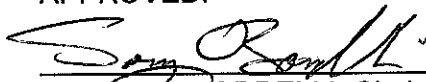
**ROLL CALL VOTE**

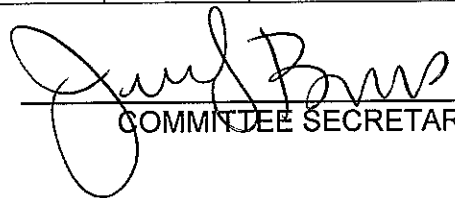
COMMITTEE ON MILITARY AFFAIRS AND PUBLIC SAFETY BILL NO. SB 1213

DATE March 3, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Andrade		✓			
Mr. Campbell		✓			
Mr. Cardenas					✓
Mr. Farnsworth E		✓			
Mr. Kern		✓			
Ms. Mach		✓			
Mr. Finchem, Vice-Chairman		✓			
Mr. Borrelli, Chairman		✓			
		7	-	-	1

APPROVED:

  
\_\_\_\_\_  
SONNY BORRELLI, Chairman  
MARK FINCHEM, Vice-Chairman

  
\_\_\_\_\_  
COMMITTEE SECRETARY

ATTACHMENT \_\_\_\_\_



# HOUSE OF REPRESENTATIVES

SB 1196

silver alert; Alzheimer's disease

Prime Sponsor: Senator Griffin, LD 14

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X Committee on Military Affairs and Public Safety

Caucus and COW

House Engrossed

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## OVERVIEW

SB 1196 allows a Silver Alert to be issued for a missing person with Alzheimer's or a related disorder.

## PROVISIONS

1. Expands the use of the Silver Alert System to allow a Silver Alert to be issued for a missing person who has Alzheimer's or a related disorder.

## CURRENT LAW

A.R.S. § 41-1728 outlines the conditions necessary to activate the Emergency Alert System and issue a Silver Alert, which require:

1. The missing person to be 65 years of age or older;
2. The law enforcement agency investigating the missing person report to use all available local resources and make certain determinations based on statutory criteria;
3. Information to exist that could assist in the safe recovery of the missing person if disseminated to the public; and
4. The Department of Public Safety to have been designated to use the federally authorized Emergency Alert System for the issuance of Silver Alerts.

## ADDITIONAL INFORMATION

Alzheimer's disease is a type of dementia that affects with memory, thinking and behavior.

Laws 2014, Chapter 232 established the state's Silver Alert Notification System.



**ARIZONA HOUSE OF REPRESENTATIVES**  
**Fifty-second Legislature - Second Regular Session**

**ROLL CALL VOTE**

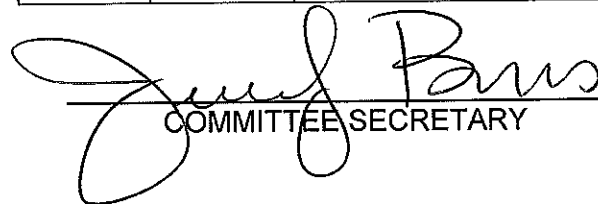
COMMITTEE ON MILITARY AFFAIRS AND PUBLIC SAFETY BILL NO. SB 1196

DATE March 3, 2016 MOTION: DP

	PASS	AYE	NAY	PRESENT	ABSENT
Mr. Andrade		✓			
Mr. Campbell		✓			
Mr. Cardenas					✓
Mr. Farnsworth E		✓			
Mr. Kern		✓			
Ms. Mach		✓			
Mr. Finchem, Vice-Chairman		✓			
Mr. Borrelli, Chairman		✓			
		7	—	—	1

APPROVED:

  
\_\_\_\_\_  
SONNY BORRELLI, Chairman  
MARK FINCHEM, Vice-Chairman

  
\_\_\_\_\_  
COMMITTEE SECRETARY

ATTACHMENT \_\_\_\_\_

**ARIZONA STATE LEGISLATURE**  
Fifty-second Legislature - Second Regular Session

**COMMITTEE ATTENDANCE RECORD**

COMMITTEE ON MILITARY AFFAIRS AND PUBLIC SAFETY

CHAIRMAN: Sonny Borrelli VICE-CHAIRMAN: Mark Finchem

DATE	3/3/16	/16	/16	/16	/16
CONVENED	9:04am	m	m	m	m
RECESSED					
RECONVENED					
ADJOURNED	10:31am				
MEMBERS					
Mr. Andrade	✓				
Mr. Campbell	✓				
Mr. Cardenas	exc				
Mr. Farnsworth E	✓				
Mr. Kern	✓				
Ms. Mach	✓				
Mr. Finchem, Vice-Chairman	✓				
Mr. Borrelli, Chairman	✓				

√ Present      --- Absent      exc Excused